



**WASTE MANAGEMENT AND
ENVIRONMENTAL SUSTAINABILITY**
March 20, 2024

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TO:	GENERAL COMMITTEE
SUBJECT:	WASTE MANAGEMENT BY-LAW - ALIGNMENT WITH WASTE SYSTEM CHANGES
WARD:	ALL
PREPARED BY AND KEY CONTACT:	S. MACK, P.ENG. ASSOCIATE DIRECTOR OF WASTE MANAGEMENT AND ENVIRONMENTAL SUSTAINABILITY
SUBMITTED BY:	S. MACK, P.ENG. ASSOCIATE DIRECTOR OF WASTE MANAGEMENT AND ENVIRONMENTAL SUSTAINABILITY
GENERAL MANAGER / EXECUTIVE DIRECTOR APPROVAL:	B. ARANIYASUNDARAN, P.ENG. GENERAL MANAGER OF INFRASTRUCTURE AND GROWTH MANAGEMENT
CHIEF ADMINISTRATIVE OFFICER APPROVAL:	M. PROWSE CHIEF ADMINISTRATIVE OFFICER

RECOMMENDED MOTION

1. That Waste Management By-law 2021-003, as amended, being a By-law to regulate the collection and/or disposal of garbage, organics, recyclables and other waste materials and for operating and maintaining integrated Waste Management Facilities, be repealed and replaced with the proposed Waste Management By-law attached as Appendix "A" of Staff Report WMES01-24.
2. That staff in the Legislative and Court Services Department, Enforcement Services Branch apply for set fines from the Ministry of the Attorney General, ranging from \$100.00 to \$1,000.00 as may be appropriate.

PURPOSE & BACKGROUND

3. This Staff Report proposes amendments to Waste Management By-law 2021-003 to align with significant changes to the City's waste management system which will commence on May 1, 2024, with the new curbside collection contract and transition of the recycling program as per Ontario Regulation 391/21: Blue Box.
4. Section 10 of the Municipal Act, 2001, S.O. 2001, c.25 permits a single tier municipality to pass by-laws respecting public assets of the municipality, the economic, social and environmental wellbeing of the municipality, and the health, safety, and wellbeing of persons.
5. In 2020, Council Resolution 20-G-237 approved By-law 2021-003 to regulate the collection and/or disposal of garbage, organics, recyclables and other waste materials and for operating and maintaining integrated waste management facilities within the City.
6. The last update sought to align the by-law with the City's Sustainable Waste Management Strategy and the province's "Made-in-Ontario Environment Plan" which outlined plans to modernize the Blue Box program, reduce and divert waste from landfills, explore opportunities to recover valuable resources from waste, and find new purposes for recyclable paper and packaging.

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7. Since the 2021 update to the Waste Management By-law, significant changes to waste management policies and programs have been advanced both municipally and provincially.
 8. On March 22, 2021, through Motion 21-G-054 Circular Economy Approach – Policies & 2021-2022 Initiatives, Council approved a number of policies to support a Circular Economy Approach to Waste Management.
 9. Policies approved under the Sustainable Waste Management Strategy and Circular Economy framework continue to shape the City's waste management system, related programs and contracts, and decision-making – focusing on minimizing waste generation and maximizing waste diversion for both the residential and Industrial, Commercial and Institutional (IC&I) sectors.
 10. Further, provincial waste legislation aimed to increase diversion and advance Producer Responsibility (Resource Recovery and Circular Economy Act, 2016), combined with decreasing landfill capacity within Ontario, are putting pressure on municipal waste systems (and subsequent policies and by-laws) to adapt and align.
 11. As such, the City's new waste collection system and curbside collection contract have been designed and procured to accomplish Barrie's approved waste management goals and provincial objectives.

ANALYSIS

12. The proposed changes to the Waste Management By-law reflect the new curbside collection contract which now allows curbside waste collection for multi-residential properties on private roads and laneways, addition of pet waste to the organics program, changes to leaf and yard waste collection, and requires that Industrial, Commercial and Institutional properties register for curbside collection service. Additionally, the contractor will be compensated on a per unit basis.
13. With transition of the residential Blue Box program, the proposed Waste Management By-law has also been amended to consider recycling from residential sources separate from recycling from most Industrial, Commercial and Institutional sources. Most non-residential material is considered ineligible from the provincial program as outlined in Ontario Regulation 391/21: Blue Box and will continue to be managed by the City.
14. Other changes are proposed including the establishment of formal Waste Collection Design Standards to ensure long-term waste servicing is considered and aligns with the City's plans for growth.
15. The proposed by-law has been reorganized to differentiate between different collection methods – curbside collection service (including multi-residential servicing on private roads/laneways and service for the Industrial, Commercial and Institutional Sector), centralized collection services (such as communal dumpster collection for multi-residential properties), and drop-off at waste management facilities.

Specific Changes

16. Section 1 provides a number of new definitions or significant changes to existing definitions generally to further clarify common waste management terms, define special collection programs (such as the Curbside Giveaway Day and Christmas Tree collection), prepare for curbside collection on private roads/laneways, and to differentiate between residential and Industrial, Commercial and Institutional (IC&I) sources.

17. Section 2 provides additional delegated authority to the Designated Waste Municipal Official to deem designated private roads/laneways eligible for curbside waste collection services, declare an early collection event (such as on extreme heat days), and change set-out requirements/waste limits curbside and/or at waste management facilities in the event of an emergency situation (such as after a severe weather event).
18. Section 3, general requirements for municipal waste collection services, has been amended to permit set-out ahead of weekly leaf and yard waste collection, allow for early collection events (such as in the case of extreme heat), put restrictions on set out of materials for the Curbside Giveaway Day, mandate that containers in the Business Improvement Area are brought in by 10:00 a.m., allow for pet waste and plant-based kitty litter to be permitted in the City's organics program, and provide allowance for the existing Medical Bag Tag Subsidy Program.
19. Section 4 has been amended to provide guidelines for curbside waste collection services within the Business Improvement Area, along private roads/laneways (initiated with the change in curbside contract), and for the Industrial, Commercial and Institutional Sector.
20. Section 4 also outlines significant considerations for servicing which align with the Circular Economy framework, preservation of landfill capacity, provincial policy and best practices – mandatory participation in diversion programs, ownership of waste, Site Access Agreements for servicing along private roads, and registration for Industrial, Commercial and Institutional properties.
21. Section 5, which outlines requirements for centralized waste collection at multi-residential and mixed-used properties (such as a series of carts or front-end servicing via larger bins), has been updated to note forthcoming design standards, a requirement that existing and new properties have Waste Collection Service Agreements for City servicing on private property, and mandatory waste audits to ensure diversion and to provide the City "tools" for bettering diversion performance.
22. Given challenges with common collection points and centralized collection (ensuring access, illegal dumping, significant garbage piles, contaminated diversion streams, etc.), Sections 4 and 5 have been amended to include requirements for communal collection (such as ownership of waste), responsibilities of the property owner/management, and to note that the City can reassess servicing at these locations.
23. Section 6 has been added to provide some guidelines for use of public space litter bins.
24. Section 7 has been amended to provide some additional guidelines related to safe use of waste management facilities and clarification that only residential-sourced household hazardous waste materials are accepted (aligning with our provincial Environmental Compliance Approval).

Communication and Outreach

25. The Waste Management Team is currently working with Access Barrie to execute a comprehensive communications and marketing campaign leading up to May 1 and beyond to educate residents and businesses about the changes to municipal curbside collection.
26. The campaign includes the 2024 Waste Collection Calendar, direct mail flyers/letters to households and targeted businesses, inserts with tax bills, media releases, community outreach, animated video, radio, television and digital advertisements, on-bus ads, outdoor signage in each ward, digital monitors & posters in City facilities, social media, the City's digital app and website.

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27. Often with changes to municipal waste collection contracts, there is a need for providing information and guidance to property owners that may have been setting out material or receiving services that did not align with the City's by-law.
 28. Staff will be working collaboratively with our new collection contractor to understand if there are specific challenges with collection at a property or location (set-outs over the waste limits, contaminated waste streams, access issues, etc.).
 29. Tools for communicating information to property owners on proper waste management include stickering materials at the curb (which provides information on what the issue is and how to contact the City), communication by phone/e-mail with waste staff, letters sent directly to the household/business in the event of escalated issues, or, in some cases, site visits (such as for multi-residential properties or specific areas of the BIA).
 30. Further, staff will be working directly with multi-residential property owners/managers and businesses where registration for service is required and, in addition, representatives from the BIA. These relationships allow for the ability to visit properties directly, provide information on set-out locations and other requirements for service such as ownership of waste and participation in the City's diversion programs.
 31. Should staff notice trends in collection issues within specific areas or citywide (such as late set-outs), assistance from the Access Barrie team would be sought to provide more general messages to the public to inform them of proper waste management/collection information via social media, the next waste calendar, etc.

Future Considerations

32. Staff will be working on a waste servicing plan for both the Business Improvement Area and Industrial, Commercial and Institutional properties outside of this area as planning for automated cart collection continues.
33. The Waste Management By-law will be brought forward to Council again for additional amendments to align with the change to automated cart collection in September 2025.

ENVIRONMENTAL AND CLIMATE CHANGE IMPACT MATTERS

34. The following environmental and/or climate change impact matters have been considered in the development of the recommendation:
 - a) Proper waste management ensures protection of the environment and contributes to addressing climate change through reduction of landfill-related greenhouse gas emissions. The Waste Management By-law establishes the framework for proper collection and disposal of waste and regulates the management of such materials within the City. This by-law is, in essence, a critical tool that aligns with both municipal and provincial policy and programs set to minimize garbage, increase diversion from landfill, and advance a circular economy approach to waste.

ALTERNATIVES

35. The following alternative is available for consideration by General Committee:

Alternative #1

General Committee could authorize the revision of only partial sections of the proposed updated Waste Management By-law.

This alternative is not recommended as the proposed updated Waste Management By-law has been prepared to holistically align with the new collection contract, changes to the City's waste management system and related policies, and provincial changes. A significant portion of the changes within the By-law are directly tied to the new contract starting May 1, 2024, and have been designed to provide a consistent enforcement tool regardless of the means of collection.

FINANCIAL

36. There are no financial implications for the Corporation resulting from the proposed recommendation.

LINKAGE TO 2022-2026 STRATEGIC PLAN

37. The recommendation(s) included in this Staff Report support the following goals identified in the 2022-2026 Strategic Plan:
- ☒ Infrastructure Investments
 - ☒ Responsible Governance
38. Active enforcement of responsible waste management practices will encourage environmental stewardship in the community, contribute to advancing climate action plans related to reducing the landfilling of food and organic waste, and help to control costs (both long- and short-term) associated with the disposal of garbage and illegal dumping. Diversion and waste minimization will help to conserve valuable landfill capacity as provincial capacity decreases.

APPENDIX "A"

DRAFT WASTE MANAGEMENT BY-LAW

BY-LAW NUMBER 2024-

A By-law of the Corporation of the City of Barrie to regulate the collection and/or disposal of garbage, organics, recyclables, and other waste materials and for operating and maintaining integrated Waste Management Facilities in the City of Barrie and to repeal By-law 2021-003, as amended.

WHEREAS Section 8 of the *Municipal Act, 2001*, S.O. 2001, c.25 provides that the powers of a municipality under this or any other Act shall be interpreted broadly as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance the municipality's ability to respond to municipal issues;

AND WHEREAS Section 9 of the *Municipal Act, 2001*, S.O. 2001, c.25 provides that a municipality has the capacity, rights, powers and privileges of a natural person for the purposes of exercising its authority under this or any other Act;

AND WHEREAS Section 10 of the *Municipal Act, 2001*, S.O. 2001, c.25 provides that a single-tier municipality may pass by-laws respecting matters within the spheres of jurisdiction set out therein;

AND WHEREAS Section 227 of the *Municipal Act, 2001*, S.O. 2001, provides that it is the role of the officers and employees of the municipality to carry out duties required under this or any other Act and other duties as assigned by the municipality.

AND WHEREAS Section 425 of the *Municipal Act, 2001*, S.O. 200, provides that a municipality may pass by-laws providing that a person who contravenes a by-law of the municipality passed under this Act is guilty of an offence;

AND WHEREAS Section 446 (1) of the *Municipal Act, 2001*, S.O. 2001 provides that if a municipality has the authority under this or any other Act or under a by-law under this or any other Act to direct or require a person to do a matter or thing, the municipality may also provide that, in default of it being done by the person directed or required to do it, the matter or thing shall be done at the person's expense;

AND WHEREAS Section 446 (3) of the *Municipal Act, 2001*, S.O. 2001 provides that the municipality may recover the costs of doing a matter or thing under subsection (1) from the person directed or required to do it by action or by adding the costs to the tax roll and collecting them in the same manner as property taxes;

AND WHEREAS the Council of The Corporation of the City of Barrie is desirous of enacting such a by-law;

AND WHEREAS the Council of The Corporation of the City of Barrie adopted motion 20-G-237 deeming it necessary to repeal By-law 2021-003 being a by-law to regulate the collection

and/or disposal of garbage, organics, recyclables, and other waste materials and for operating and maintaining integrated Waste Management Facilities in the City of Barrie.

NOW THEREFORE the Council of The Corporation of The City of Barrie hereby enacts as follows:

SECTION 1 – INTERPRETATION

1.1 SHORT TITLE

This By-law may be cited as the Waste Management By-law.

1.2 APPLICATION

This By-law applies to the collection and/or disposal of Waste including Garbage, Organic Waste, Recyclables, Yard Waste and Special Waste Materials, and for the operation of Waste Management Facilities within the geographic boundaries of the City of Barrie. In the event of any conflict between the provisions of this By-law and the provisions of any other statute or By-law, the provisions that are most restrictive will prevail.

1.3 HEADINGS

The insertion of headings and the division of this By-law into sections and subsections are for convenience or reference only and shall not affect the interpretation thereof.

1.4 SCHEDULES

The insertion of schedules and the division of this By-law into sections and subsections are for convenience or reference only and shall not affect the interpretation thereof.

1.5 DEFINITIONS

In this By-law the definitions and interpretations given in this section shall govern.

- 1.5.1 "Approved Container" refers to a Garbage Container, Organics Container, Yard Waste Container or Recycling Container used for the purpose of setting out Waste for Municipal Collection Services.
- 1.5.2 "Ashes" means the solid or particulate residue of any household solid fuel after such solid fuel has been consumed by fire but shall not include soot.
- 1.5.3 "Boarding, Lodging, Rooming House" means a dwelling unit with more than four lodging suites provided to tenants in exchange for remuneration, and includes shared spaces within either the dwelling unit, or on the lot.
- 1.5.4 "Bulky Item" means any materials that do not fit in an Approved Container or meet requirements set out in Schedule F, including but not limited to those materials listed in Schedule D, and any other large, discarded material as designated by the Designated Municipal Official.
- 1.5.5 "Business Improvement Area" means the area of the City as depicted in Schedule "E" of this By-law.
- 1.5.6 "Central Dining Facility" means a dining room where food is provided or served to people.

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- 1.5.7 "Centralized Collection" means collection of Collectable Waste from a Centralized Waste Storage Facility on Private Property which has been approved for such services and has entered into a Waste Collection Service Agreement with the City.
- 1.5.8 "Centralized Waste Storage Facility" means a Waste Storage Facility on Private Property that contains waste containers that are shared by and accessible to all eligible residents.
- 1.5.9 "Certified Compostable Plastic Bag" means a plastic bag that has been officially endorsed as compostable under a third party operated accredited certification program, in accordance with specified criteria, to the satisfaction of the Designated Municipal Official.
- 1.5.10 "Christmas Tree" means a natural tree including but not limited to the pine, spruce, balsam or fir species, which are typically decorated for display during the Christmas season. Size limited to 1.8 metres (6 feet) in length.
- 1.5.11 "City" means the Corporation of the City of Barrie and its employees.
- 1.5.12 "City Employee" means an officer, servant, or other employee of the City, but does not include:
- i. A member of Council;
 - ii. A Council appointee to a local board and whose remuneration from the City results from his/her membership on such local board or other body;
 - iii. An employee of a local board or other body; or
 - iv. A municipal auditor.
- 1.5.13 "Collectable Waste" means Waste, including Garbage, Recycling, Organics, Yard Waste, Christmas Trees and Special Waste which may be collected pursuant to this By-law.
- 1.5.14 "Collection Area" means the area designated for the collection of specific Waste types that may have a different collection frequency than other waste streams in which the Eligible Property is located.
- 1.5.15 "Collection Contractor" means a Person who has entered into an agreement with the City for the collection and transportation of Waste for disposal or processing.
- 1.5.16 "Collection Day" means the day designated for the collection of Waste in the geographic area in which the Eligible Property is located.
- 1.5.17 "Collection Point" means the part of an Eligible Property to receive collection services that has been designated by the Designated Municipal Official for the setting out and collection of Collectable Waste.
- 1.5.18 "Collection Week" means the week (Monday through Friday) designated for the collection of Christmas Trees and Yard Waste in the geographic area in which the Eligible Property is located.
- 1.5.19 "Common Collection Point" means a Collection Point determined or approved by the Designated Municipal Official for use by 2 or more Dwelling Units or Industrial, Commercial, and Institutional establishments.
- 1.5.20 "Compostable Material" means Yard Waste or Organic Waste as categorized in Schedule "B" and "C" of this By-law.
- 1.5.21 "Council" means the Council of the Corporation of the City of Barrie.

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- 1.5.22 "Curbside Collection" means the collection of Collectable Waste, at a Collection Point or Common Collection Point at a municipal curb assumed by the City, or curb on a Private Road which has been approved for collection by the City.
- 1.5.23 "Curbside Giveaway Day" means a day, designated by the Designate Municipal Official, on which an eligible property may place usable, unwanted materials at a Collection Point for removal by a member of the public.
- 1.5.24 "Designated Municipal Official" means the head of the department that oversees the operation and maintenance of Waste Management Facilities and/or Municipal Collection Services.
- 1.5.25 "Developer" means a Person who develops real estate by preparing a site for residential or commercial use.
- 1.5.26 "Driveway" means an area of land travelled upon which provides vehicular access from a street to a parking space. A driveway may be used as a parking space, including a tandem parking space, for a ground-oriented building.
- 1.5.27 "Dwelling Unit" means a building or part thereof used or intended to be used as a domicile containing cooking, eating, living, sleeping and sanitary facilities, but shall not include:
- i. Guest rooms in motels and hotels;
 - ii. Lodging suites in boarding, lodging, rooming houses; or
 - iii. Dormitories.
- 1.5.28 "Early Collection Event" means a period of time declared by the Designated Municipal Official when for reasons such as extreme heat or other circumstances, Municipal Collection Services may commence earlier than normally scheduled.
- 1.5.29 "Eligible Property" includes the following within the geographic boundary of the City of Barrie:
- i. Residential Property;
 - ii. Multi-Residential Property;
 - iii. Mixed-Use Property with a combination residential Dwelling Units and Industrial,
 - iv. Commercial, and Institutional (IC&I) Property, excluding property that cannot meet Waste limit requirements;
 - v. Industrial, Commercial, and Institutional (IC&I) Property, excluding property that cannot meet Waste limit requirements;
 - vi. Boarding, Lodging, Rooming House; and
 - vii. Any other property identified by the Designated Municipal Official.
- 1.5.30 "Environmental Officer" means a person authorized by the City to carry out observations and inspections and take samples as prescribed by this By-law; and means a person who has been duly appointed by the Designated Municipal Official to enforce this By-law.
- 1.5.31 "Front End Bin" means a covered, water-tight container, in good working order, that is compatible with an industry-standard Front End loading collection vehicle, used for the storage and collection of Waste, or any other container designated by the Designated Municipal Official as acceptable for the collection of Collectable Waste.
- 1.5.32 "Garbage" means Waste destined for disposal other than Recyclable Material, Compostable Material, Special Waste Materials, and Prohibited Waste.

1.5.33 "Garbage Container" means:

- i. A Garbage bin or can provided it is a rigid container, having a removable watertight lid, designed to be manually lifted with suitable exterior side handles; having a capacity not more than 125 litres;
- ii. A Garbage bag provided it is a standard size disposable plastic bag with a maximum capacity of 125 litres; and
- iii. Such other container as may be approved by the Designated Municipal Official.

1.5.34 "Garbage Tag" or "Tag" means a specially marked tag issued by the City for the purpose of allowing collection of additional Garbage Containers in excess of the Garbage limit, provided other limits and restrictions are adhered to.

1.5.35 "Group Home" means a community-based housekeeping unit in which up to five (5) individuals (exclusive of staff) live under responsible supervision consistent with the requirement of its residents.

1.5.36 "Hazardous Waste" means items set out in Schedule "D" of this By-law.

1.5.37 "Home Healthcare Waste" means items set out in Schedule "H" of this By-Law.

1.5.38 "Industrial, Commercial, and Institutional Property" means a property containing one or more establishments used for the purpose of including but not limited to retail, manufacturing/industrial, service, entertainment, recreation, offices, church, schools, clinics, hospitals, and nursing homes. Generally does not include the MPAC 300 series of Property codes or Residential properties with home occupations or home industry.

1.5.39 "Industrial, Commercial, and Institutional Waste (IC&I)" means Waste originating from an Industrial, Commercial, or Institutional Property.

1.5.40 "Large Diameter Wood" means tree limbs or other woody materials greater than 1.2 metres (4 feet) in length or of a diameter greater than that accepted as Yard Waste.

1.5.41 "Liquid Waste" means items set out in Schedule "D" of this By-law.

1.5.42 "Lodging Suite" means a single room or series of rooms, within a dwelling unit, supplied to people in exchange for remuneration.

1.5.43 "Mandatory" shall mean obligatory and compulsory.

1.5.44 "Mixed-Use Property" shall mean any development containing a combination of Residential Property with Industrial, Commercial, and Institutional (IC&I) Property.

1.5.45 "Motor Vehicle" means a motor vehicle as defined under the Highway Traffic Act, RSO 1990, c. H. 8.

1.5.46 "MPAC" means the Municipal Property Assessment Corporation.

1.5.47 "Multi-Residential Property" means any building that contains six (6) or more residential Dwelling Units that is a a) low-rise building b) mid-rise building c) high-rise building and does not include buildings that provide Central Dining Facilities.



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- 1.5.48 "Municipal Collection Services" means service for removal of Collectable Waste, including Curbside Collection and Centralized Collection, provided by the City or its Collection Contractor, from Eligible Properties and City owned property. The City reserves the right to determine which Municipal Collection Services will be provided to each Eligible Property.
- 1.5.49 "Municipal Law Enforcement Officer" means a person appointed under the authority of the Police Services Act for the purpose of enforcing City by-laws.
- 1.5.50 "Non-Collectable Waste" means materials not acceptable for Curbside Collection by virtue of its size or shape; over limit Waste, overweight Waste, materials placed out for Curbside Collection at times other than those specified times in this By-law, materials listed in Schedule "D" of this By-law; or any Waste item determined by the Designated Municipal Official to be unsuitable for collection.
- 1.5.51 "Non-Compliance Sticker" means an information sticker to be attached to Non-Collectable Wastes by the Collection Contractor or City employee or attached to containers that exceed the limit(s) or do not comply with the requirements set out in this By-law.
- 1.5.52 "Organic Waste" or "Organics" means items or materials set out in, but not limited to those listed in Schedule "B" of this By-law, and any other material which may be designated as Organic Waste by the Designated Municipal Official.
- 1.5.53 "Organics Container" includes a green plastic container, issued by the City for the collection of Organics, and such other container as may be approved by the Designated Municipal Official.
- 1.5.54 "Owner" means the registered owner of the lands or premises or the person as defined by this By-law or his authorized agent in lawful control of the premises, building or occupancy including but not limited to a lessee, tenant or occupant of an Eligible Property located within the geographic boundaries of the City of Barrie.
- 1.5.55 "Ownership of Waste" means each Dwelling Unit or Industrial, Commercial, and Institutional Property shall have responsibility for their own Waste. This requires that each unit has their own Collection Point for Waste in front of the unit/property, at the end of their own driveway or at a designated Common Collection Point.
- 1.5.56 "Pathological Waste" means those items set out in Schedule "D".
- 1.5.57 "Person" means an owner as defined in this By-law or any individual, corporation, partnership, company, association or party and the heirs, executors, administrators, or other legal representative of such person, to whom the context can apply according to law; shall include any group of persons comprising a society or other organizations and shall include the plural wherein the context requires. Wherever the word "he" or "him" is used, it shall mean and include the feminine or neutral gender wherever the context so requires.
- 1.5.58 "Pet Waste" means feces from any household pet including, but not limited to, dogs, cats and birds, and also includes Plant-based Kitty Litter, animal bedding, and certified compostable bags but does not include pee pads, tray liners, or plastic bags, etc.
- 1.5.59 "Plant-based Kitty Litter" means an absorbent material made from ingredients derived from plants, including soy, corn, wood, paper, nuts, tofu, wheat or grass, placed in a receptacle in which a domestic cat can urinate and defecate in.
- 1.5.60 "Private Property" means any land or building that is privately owned and is not owned by the City.

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- 1.5.61 "Private Road" means a road or laneway that is privately owned or privately maintained and is not a Street.
- 1.5.62 "Producer" means producer as defined in Ontario Regulation 391/21.
- 1.5.63 "Producer Collection Services" means service provided by a Producer or Producer Responsibility Organization, or a collection contractor on behalf of a producer or producer responsibility organization for removal specific Waste types from Eligible Properties.
- 1.5.64 "Producer Responsibility Organization" means producer responsibility organization as defined in Ontario Regulation 391/21.
- 1.5.65 "Prohibited Waste" includes Pathological Waste, Liquid Waste or Waste in a semi-liquid form, Hazardous Waste, asbestos, and any other items as may be designated by the Designated Municipal Official.
- 1.5.66 "Property Management Company" means the company responsible for the operation and management of a Residential, Multi-Residential, Mixed-Use, Industrial, Commercial, and Institutional Property, or Boarding, Lodging, Rooming House.
- 1.5.67 "Public Space Waste Bin" means a container approved or owned by the City, that is placed in a public area of City property, for the purpose of depositing Waste generated in public spaces, by public space users.
- 1.5.68 "Recyclables" or "Recyclable Material(s)" are subdivided into the following two categories: Recyclable Containers and Recyclable Paper Fibres and includes items which are listed in Schedule "A" of this By-law, that are part of the City of Barrie's recycling program.
- 1.5.69 "Recycling Container" includes a rigid plastic box in a variety of colours including blue and grey, or a clear plastic bag, which meet the requirements for Municipal Collection Services or such other container as may be approved by the Designated Municipal Official from time to time.
- 1.5.70 "Recyclable Containers" includes packaging materials as categorized in Schedule "A" of this By-law and any other material which may be designated as Recyclable Containers by the Designated Municipal Official.
- 1.5.71 "Recyclable Paper Products" includes paper product materials as categorized in Schedule "A" of this By-law and any other material which may be designated as Recyclable Paper Products by the Designated Municipal Official.
- 1.5.72 "Residential Property" means a Building containing five (5) or fewer Dwelling Units and includes: a) a detached house b) a semi-detached house c) a duplex, triplex, four-plex or five-plex d) a low-rise building e) coach house f) rowhouse complex, condominium complex, co-op complex or similar residential complex g) a second suite and f) does not include Boarding, Lodging and Rooming houses.
- 1.5.73 "Residential Waste" means Waste that originates from a Dwelling Unit on a Residential Property, Multi-Residential Property, or Boarding Lodging Rooming House.
- 1.5.74 "Special Waste Materials" means materials not normally eligible for Curbside Collection that which may be collected during the designated Collection event (e.g. single use household batteries and textiles).



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- 1.5.75 "Street" shall mean a public highway which the provisions of Part III of The Municipal Act, 2001, S.O. 2000, c.25, apply and which afford a principal means of access to abutting lots.
- 1.5.76 "Twine" means string made from jute, sisal, hemp, cotton, or other compostable material as determined by the Designated Municipal Official.
- 1.5.77 "Waste" means items, products, goods, or materials, including Garbage, Organics, Recyclables, Yard Waste, and Special Waste Materials, set out in, but not limited to those materials in Schedules "A" through "D" of this By-law.
- 1.5.78 "Waste Audit" means a study relating to waste examining the amount, nature, and composition of the waste, and disposal practices.
- 1.5.79 "Waste Box" means a small rigid four-sided, roofed structure, located at a Collection Point, for the purpose of storing Waste and Waste containers.
- 1.5.80 "Waste Collection Design Standards" means including but not limited to, the City's design, access, storage, and diversion requirements for Municipal Collection Services.
- 1.5.81 "Waste Collection Service Agreement" means an agreement between the City and a Private Property Owner, granting the City and its contractors access to the property for the purpose of Waste collection and outlining conditions for Municipal Collection Services such as participation in Waste diversion and adherence to Waste limits.
- 1.5.82 "Waste Collection Vehicle" means any vehicle used by the City or its Collection Contractor for the collection of Waste.
- 1.5.83 "Waste Management Facilities" means a City-owned or City-operated landfill site, transfer station, or hazardous waste depot, licensed for the processing, sorting, transfer, or disposal of Waste.
- 1.5.84 "Waste Storage Facility" means a room or structure for the purpose of storing Waste and all waste containers for the property, between collections.
- 1.5.85 "Yard Waste" means leaf and yard waste as defined in Ontario Regulation 101/94 as amended from time to time and includes but is not limited to those materials listed as Yard Waste in Schedule "C" of this By-law.
- 1.5.86 "Yard Waste Container" includes Kraft paper bags or other compostable bags specifically designed for Yard Waste and rigid open-top reusable containers with handles (excluding Recycling and Organics Containers) with a capacity of not more than 125 litres, or such other container as may be approved from time to time by the Designated Municipal Official.

SECTION 2 – ROLE OF THE DESIGNATED MUNICIPAL OFFICIAL

- 1.6 The Designated Municipal Official is authorized, subject to any limitations contained in this By-law, to administer the By-law and delegate the responsibility to any employee or agent of the City to administer the By-law, as well as do each of the following with respect to Waste Management Services provided by the City:

Municipal Collection Services

- 2.1.1 Determine the schedule for Municipal Collection Services, including the time, day, and frequency of Curbside Collection or Centralized Collection.
- 2.1.2 Classify or designate materials as Collectable Waste, Non-Collectable Waste, Prohibited Waste or Special Waste Materials.
- 2.1.3 Designate materials to be added or deleted from Schedules "A" through "D", of this By-law, as necessary.
- 2.1.4 Determine the limits for Waste.
- 2.1.5 Identify whether a Waste container is suitable and safe for the storing and setting out of Waste for Municipal Collection Services.
- 2.1.6 Determine Eligible Properties within the City that shall receive Municipal Collection Services.
- 2.1.7 Designate Private Roads within the City as eligible for Curbside Collection.
- 2.1.8 Determine the Collection Point or Common Collection Point for Collectable Waste.
- 2.1.9 Refuse Municipal Collection Services of any items based on size, weight, quantity, safety hazards, or non-compliance with the specifications set out in this By-law.
- 2.1.10 Provide notice for the scheduling services or the changes to collection schedules or services (e.g., inclement weather).
- 2.1.11 Declare an Early Collection Event, and designate the timeframe, and area of such Event.
- 2.1.12 Suspend, discontinue, or revoke Municipal Collection Services in whole or in part to an Eligible Property and other properties for which services have been approved for breaching any provision of this By-law.
- 2.1.13 Reinstate Municipal Collection Services in whole or in part to an Eligible Property after Municipal Collection Services have been suspended, discontinued, or revoked. Municipal Collection Services can only be reinstated with written permission from the Designated Municipal Official.
- 2.1.14 Declare an emergency or extenuating circumstances for the whole or portions of the City and allow the set out of Waste for Municipal Collection Services without satisfying the usual requirements, such as quantity limits, or collection schedule.

Waste Management Facilities

- 2.1.15 Determine hours and days of operations for Waste Management Facilities.
- 2.1.16 Designate items to be included or excluded in diversion programs at Waste Management Facilities.
- 2.1.17 Allow deposit or disposal of Waste in unusual or emergency situations and waive or alter the tipping fee.
- 2.1.18 Suspend, discontinue, or revoke Waste Management Facility Services in whole or in part to any Person for breaching any provision of this By-law.

- 2.1.19 Reinstatement of Waste Management Facility Services to any Person after Waste Management Facility Services have been suspended, discontinued, or revoked. Waste Management Facility Services can only be reinstated with written permission from the Designated Municipal Official.
- 2.1.20 Declare an emergency or extenuating circumstances for the whole or portions of the City and allow the deposit or disposal of Waste at a Waste Management Facility without satisfying the usual requirements, such as paying the applicable fees.
- 2.1.21 Deal with any other matter assigned by this By-law or necessary for the collection and disposal of Waste.

SECTION 3 – MUNICIPAL COLLECTION SERVICES

3.1 GENERAL INFORMATION AND REQUIREMENTS FOR SERVICE

- 3.1.1 The City shall not collect any Waste that is not set out as prescribed by this By-law.
- 3.1.2 All Collectable Waste shall be set out in the Approved Container for the specific waste stream.
- 3.1.3 Notwithstanding Section 3.1.2,
 - i. Branches may be set out for collection not contained within a Yard Waste Container, if bundled no larger than 1.2 metres (4 feet) in length and 0.3 metres (1 foot) in diameter and secured with Twine.
 - ii. Cardboard may be set out for collection not contained within a Recycling Container, if flattened and bundled no larger than 0.75 metres x 0.75 metres x 0.20 metres and secured with a tie.
- 3.1.4 Collectable Waste, limited to Recycling, Garbage, Organics and Special Waste, shall be set out no later than 7:00 a.m. on the designated Collection Day and no earlier than 7:00 p.m. on the day prior.
- 3.1.5 Collectable Waste, limited to Christmas Trees and Yard Waste as set out in Schedule “C” to this By-law, shall be set out no earlier than 7:00 a.m. on Sunday prior to the designated Collection Week and no later than 7:00 a.m. on Monday of the designated Collection Week.
- 3.1.6 Notwithstanding Sections 3.1.4 and 3.1.5,
 - i. During an Early Collection Event, Collectable Waste shall be set out no later than 5 a.m. on the designated Collection Day, and in the case of Yard Waste and Christmas Tree collection, no later than 5 a.m. on the Monday of the designated Collection Week.
 - ii. Eligible Properties located in the Business Improvement Area shall set out Collectable Waste, limited to Recycling, Garbage, Organics and Special Waste, no earlier than 4:00 p.m. on the day prior to Collection Day, and no later than 4:30 a.m. on the designated Collection Day.
- 3.1.7 Items intended for Curbside Giveaway Day shall be set out no earlier than 7:00 a.m., and any remaining items shall be removed by the Owner/occupant no later than 9:00 p.m. on Curbside Giveaway Day.



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- 3.1.8 The Owner of the Eligible Property shall remove Approved Containers set out by such Owner or person in respect of such premise, together with any Waste or Non-Collectable Waste that was not collected for any reason from the Collection Point as soon as possible after collection, but not later than 7:00 p.m. on the designated Collection Day.
- 3.1.9 Notwithstanding Section 3.1.8, Eligible Properties located in the Business Improvement Area shall remove Approved Containers set out by such Owner or person in respect of such premise, together with any Waste or Non-Collectable Waste that was not collected for any reason from the Collection Point as soon as possible after collection, but not later than 10:00 a.m. on the designated Collection Day.
- 3.1.10 Where Waste that has been set out for Municipal Collection Services or Producer Collection Services has blown away or otherwise escaped a container in any manner, it is the responsibility of the Owner in charge of the Eligible Property to clean up the Waste.
- 3.1.11 Pet Waste shall be either bagged using small certified compostable plastic bags, as designated, paper bags or completely wrapped in newspaper before being placed in an Organics Container.
- 3.1.12 Cat feces and soiled Plant-based Kitty Litter shall be placed in an Organics Container in accordance with Section 3.1.11.
- 3.1.13 Soiled Kitty Litter that is not Plant-based Kitty Litter shall be placed into a Garbage Container.
- 3.1.14 Christmas Trees set out for collection must be free from ornaments, decorations, tree stands, and plastic of any kind.
- 3.1.15 As per Council Motion 09-G-342, residents whom, due to a medical condition, generate Home Health Care Waste and cannot meet the quantity limits for Garbage set out in Schedule "F", may apply for the Medical Bag Tag Subsidy Program detailed in Schedule "I".
- 3.1.16 If the identity of the person who placed Waste on property contrary to this By-law cannot reasonably be ascertained, the Owner of the property shall be responsible for removing the Waste.
- 3.1.17 The City reserves the right to refuse collection of any items based on size, weight, quantity or safety hazards, or any items non-compliant with this By-law.
- 3.1.18 Waste collected through Municipal Collection Services shall be managed by the City in a manner determined by the Designated Municipal Official and may be subject to a Waste Audit.

3.2 PROHIBITIONS

- 3.2.1 No person shall set out, permit to be set out, or cause to be set out, Waste for Curbside Collection unless in an Approved Container for the specific Waste type.
- 3.2.2 No person shall set out, permit to be set out, or cause to be set out Waste for Curbside Collection unless prepared as required under this By-law.
- 3.2.3 No person shall set out, permit to be set out, or cause to be set out any Non-Collectable Waste for Curbside Collection.



- 3.2.4 No person shall obstruct, hinder, interfere, or otherwise behave in a manner that is offensive to a City employee, the Collection Contractor, its representatives, and agents including indulging in violent, threatening, or illegal conduct or use of profane or abusive language or create a nuisance or in any way interfere with Municipal Collection Services.
- 3.2.5 No Person shall directly deposit any Waste into a Waste Collection Vehicle.
- 3.2.6 No person shall scavenge, collect, pick over, interfere with, remove, or scatter any Waste or cause or permit the scavenging, collecting, picking over, interference with, removal or scattering of any Wastes set out for Municipal Collection Services.
- 3.2.7 Notwithstanding Section 3.2.6, items set out for Curbside Giveaway Day may be collected by any person.

SECTION 4 – CURBSIDE COLLECTION

4.1 GENERAL INFORMATION AND REQUIREMENTS FOR SERVICE

- 4.1.1 Collectable Waste shall be set out in quantities that do not exceed limits as set out in Schedule “F” of this By-law.
- 4.1.2 Collectable Waste shall be set out in Approved Containers which are clean, well maintained, in good working order and filled to a height no greater than their sides and free from tie downs and bungee cords.
- 4.1.3 The provision, maintenance, and replacement of Garbage Containers and Yard Waste Containers are not the responsibility of the City.
- 4.1.4 The provision, maintenance, and replacement of Recycling Containers for Residential Properties and Multi-Residential Properties is not the responsibility of the City.
- 4.1.5 The Owner of the Eligible Property shall only set out Collectable Waste for Curbside Collection or Producer Collection Services at an approved Collection Point abutting the geographical boundaries of the property where the Collectable Waste has been generated.
- 4.1.6 The Owner of the Eligible Property shall place Collectable Waste to the approved Collection Point or Common Collection Point in an accessible location not hidden from view as close as possible to the edge of the roadway without obstructing the roadway or sidewalk or interfering with road maintenance operations, including but not limited to winter snow removal or street sweeping.
- 4.1.7 In addition to Section 4.1.6, during the months of October through May, the Owner of the Eligible Property must meet the following requirements for Collectable Waste to be eligible for Curbside Collection:
 - i. Approved Containers free of snow and fully accessible and visible to the Collection Contractor;
 - ii. Approved Containers not placed on or in snowbanks;
 - iii. Approved Containers not placed higher than 2 feet off the ground; and
 - iv. Approved Container not frozen to the ground.

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- 4.1.8 Only Eligible Properties located in the Business Improvement Area as outlined in Schedule "E" of this By-law will receive Business Improvement Area service levels, frequency, and limits, as described in Schedule "F" of this By-law.
 - 4.1.9 All Collection Points or Common Collection Points shall be approved by the Designate Municipal Official and ensure Ownership of Waste.
 - 4.1.10 Waste set out in Waste Boxes will not be collected through Curbside Collection.
 - 4.1.11 The Owner of an Eligible Property may place broken glass out for Curbside Collection within a Garbage Container, provided the broken glass is securely wrapped and labelled as "containing glass", so that it cannot pierce the wrapper and endanger the Collection Contractor.

4.2 PRIVATE ROADS

- 4.2.1 Residential Properties and Multi-Residential Properties containing Dwelling Units on a Private Road with dedicated Driveways for each unit may be eligible for Curbside Collection provided they meet the City's Waste Collection Design Standards.
- 4.2.2 Notwithstanding Section 4.2.1, existing Residential or Multi-Residential Properties receiving Curbside Collection on a Private Road not meeting the City's Waste Collection Design Standards on the day of passing shall continue to be eligible for Curbside Collection. The property shall be eligible for said services unless the Private Road is deemed unsafe or unsuitable for Curbside Collection by the City.
- 4.2.3 The Owner or Property Management Company shall be responsible for the collection and disposal of Waste until the City approves the Property for Curbside Collection.
- 4.2.4 Residential and Multi-Residential Properties receiving Curbside Collection on a Private Road shall be enrolled in a recycling program.
- 4.2.5 Residential and Multi-Residential Properties receiving Curbside Collection on a Private Road must apply for all Municipal Waste Collection available to the Property including organics and yard waste (as applicable).
- 4.2.6 Every new or existing Residential or Multi-Residential Property requesting Curbside Collection on a Private Road shall be required to submit an application to the City, undergo a site visit to determine the eligibility of the property, and enter into a Waste Collection Service Agreement before receiving Curbside Collection.
- 4.2.7 Every Owner or Property Management Company approved for Curbside Collection on a Private Road shall at all times maintain adequate vehicular access to the property for the purposes of collection of Waste, including, but not limited to, parked vehicles, removing snow, ice and other hazards.
- 4.2.8 If Curbside Collection cannot be performed due to access not being adequately maintained, responsibility for Waste collection and disposal shall be that of the Owner or Property Management Company.
- 4.2.9 The City is not obligated to provide Curbside Collection to Residential Properties or Multi-Residential Properties with Dwelling Units on a Private Road and reserves the right to reassess servicing at any time.



4.3 INDUSTRIAL, COMMERCIAL, AND INSTITUTIONAL

- 4.3.1 Every Industrial, Commercial, and Institutional Property requesting Curbside Collection shall be required to register with the City for each Service Period and receive approval before receiving Curbside Collection.
- 4.3.2 Every Industrial, Commercial, and Institutional Property shall be responsible for the collection and disposal of Waste until the City approves the property for Curbside Collection.
- 4.3.3 The following Mandatory requirements shall be met in order for an Industrial, Commercial, and Institutional Property to receive Curbside Collection:
- i. Participation in curbside Waste diversion (Recycling and Yard Waste) to the extent reasonable;
 - ii. Compliance with Waste limits listed in Schedule "F";
 - iii. For Mixed-Use Properties, physical separation of Residential Waste from Industrial, Commercial, and Institutional (IC&I) Waste; and
 - iv. Ownership of Waste.
- 4.3.4 Industrial, Commercial, and Institutional Properties shall not be eligible for Curbside Collection on a Private Road.
- 4.3.5 Industrial, Commercial and Institutional Properties shall not set out any Waste in excess of the limits set out in Schedule "F" of this By-law or any Non-Collectable Waste as identified in Schedule "D" of this By-law.

4.4 PROHIBITIONS

- 4.4.1 No person shall set out, permit to be set out, or cause to be set out, Waste for Curbside Collection in excess of the limits and frequency as set out in Schedule "F" of this By-law.
- 4.4.2 No person shall use a Waste Box for the set out of materials for Curbside Collection.
- 4.4.3 No person shall build, install, or construct a Waste Box at a Collection Point.

SECTION 5 – CENTRALIZED COLLECTION

5.1 GENERAL INFORMATION AND REQUIREMENTS FOR SERVICE

- 5.1.1 The City shall only provide Centralized Collection to Multi-Residential Properties and Mixed-Use Properties (Residential portion only) that meet the City's Waste Collection Design Standards.
- 5.1.2 Notwithstanding Section 5.1.1, existing Multi-Residential or Mixed-Use Properties (Residential portion only) receiving Centralized Collection on the day of passing, but do not meet the Waste Collection Design Standards, shall continue to be eligible for Centralized Collection. The property shall be eligible for services unless it is deemed by the City to be unsafe or unsuitable for Centralized Collection.
- 5.1.3 Industrial, Commercial, and Institutional Properties shall not be eligible for Centralized Collection.



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- 5.1.4 Every new or existing property requesting Centralized Collection shall be required to submit an application to the City and undergo a site visit to determine the eligibility of the property before receiving Centralized Collection.
- 5.1.5 The City shall not be responsible for the collection and disposal of Waste until the City deems the property eligible for Centralized Collection.
- 5.1.6 The following Mandatory requirements shall be met in order for Multi-Residential and Mixed-Use Properties (Residential portion only) to receive Centralized Collection:
- i. Participation in the City's Organics program to the satisfaction of the Designated Municipal Official;
 - ii. Participation in a recycling program to the satisfaction of the Designated Municipal Official;
 - iii. Compliance with a two (2) bag garbage limit per Residential Dwelling Unit every other week as specified through an approved bin size and/or collection frequency;
 - iv. For Mixed-Use Properties, physical separation of Residential Waste from Industrial, Commercial, and Institutional (IC&I) Waste;
 - v. Each Dwelling Unit on the property may only use one Municipal Collection Service (Curbside Collection or Centralized Collection) unless otherwise approved by the Designated Municipal Official; and
 - vi. Ownership of Waste.
- 5.1.7 Where the property does not meet the Mandatory requirements for Centralized Collection as outlined in Section 5.1.6, the Owner or Property Management Company shall be responsible for the collection, processing and disposal of Waste generated on the property.
- 5.1.8 Every Owner or Property Management Company of a property approved for Centralized Collection shall enter into a Waste Collection Service Agreement prior to commencement of Centralized Collection.
- 5.1.9 Centralized Collection shall be carried out at a designated Collection Point on the property, identified and approved by the Designated Municipal Official.
- 5.1.10 Upon request of the City, the Owner or Property Management Company of a property receiving Centralized Collection must participate in Waste Audits.
- i. If audit results reveal that participation in a recycling program or City's Organics program does not meet satisfaction of the Designated Municipal Official or that there is an unacceptable level of contamination as determined by the Designated Municipal Official, the City may elect to suspend or terminate Municipal Collection Services to the property.
 - ii. The City may opt to reinstate services at the discretion of the Designated Municipal Official, provided that the Owner or Property Management Company has developed and implemented a plan to improve Waste diversion performance.
- 5.1.11 In order to be eligible for Centralized Collection, Centralized Waste Storage Facilities must comply with the Waste Collection Design Standards.

- 5.1.12 Only Dwelling Units that are serviced by Centralized Collection shall utilize the Centralized Waste Storage Facilities.
- 5.1.13 Every Owner or Property Management Company of a property approved for Centralized Collection shall at all times maintain adequate vehicular access to their property for the purposes of collection of Waste, including, but not limited to, removing snow, ice and other hazards.
- 5.1.14 If Centralized Collection cannot be performed due to access not being adequately maintained, responsibility for Waste collection and disposal shall be that of the Owner or Property Management Company.
- 5.1.15 The City is not obligated to provide Centralized Collection and reserves the right to reassess servicing to a property at any time.

SECTION 6 – PUBLIC SPACE LITTER BINS

6.1 GENERAL INFORMATION AND REQUIREMENTS

- 6.1.1 Pet Waste shall be placed in a sealed, leak-proof bag prior to placement in a Public Space Litter Bin.

6.2 PROHIBITIONS

- 6.2.1 No Person shall deposit Waste generated on Private Property in a Public Space Litter Bin.
- 6.2.2 No person shall place Non-Collectable Waste in a Public Space Litter Bin.
- 6.2.3 No person shall place Waste adjacent to a Public Space Litter Bin.

SECTION 7 – WASTE MANAGEMENT FACILITIES

7.1 GENERAL INFORMATION AND REQUIREMENTS FOR SERVICE

- 7.1.1 Waste Management Facility services are provided to residents upon proof of residency in the City of Barrie for Waste generated in the City of Barrie.
- 7.1.2 Every Person entering a Waste Management Facility must do so in a Motor Vehicle, unless otherwise approved by the Designated Municipal Official.
- 7.1.3 Every vehicle entering a Waste Management Facility shall weigh inbound and outbound unless otherwise posted or approved by the Designated Municipal Official.
- 7.1.4 Every Person depositing Waste at a Waste Management Facility shall abide by all policies and procedures relating to the Waste Management Facility, including but not limited to the sorting of Wastes, general and posted health & safety precautions and anything else described in or prescribed by this By-law.
- 7.1.5 Every Person depositing material at a Waste Management Facility of the City shall deposit only such types of materials as are acceptable for deposit at the Waste Management Facility as designated by the City.
- 7.1.6 Every Person depositing Waste at a Waste Management Facility of the City shall pay the appropriate fee for that type of Waste, as set out in the Fees By-law.



- 7.1.7 All Waste deposited at any Waste Management Facility becomes the property of the City and may be reclaimed, recycled, composted, processed, disposed of, or otherwise dealt with by the City as the Designated Municipal Official deems fit.

7.2 HOUSEHOLD HAZARDOUS WASTE FACILITY

- 7.2.1 The Household Hazardous Waste Facility shall only accept Residential Waste.
- 7.2.2 Every Person depositing material at the Household Hazardous Waste Facility shall only deposit materials that are listed in Schedule "G".

7.3 PROHIBITIONS

- 7.3.1 No person shall deposit Waste or enter any Waste Management Facility outside the hours of operation.
- 7.3.2 No Person accessing a Waste Management Facility shall allow any child under the age of twelve and under the Person's care, custody or control, or any pet, to be outside of the vehicle.
- 7.3.3 No person shall attempt to deposit at any Waste Management Facility any Waste not generated within the geographic boundary of the City, or Waste which does not comply with this By-law or the Waste Management Facility's Environmental Compliance Approval.
- 7.3.4 No person shall deposit any burning or hot material (e.g., embers, coals) at any Waste Management Facility.
- 7.3.5 No person shall deposit Waste at any Waste Management Facility other than at the locations designated for the specific Waste type and in the manner required for the Waste type.
- 7.3.6 No Person shall deposit Prohibited Waste at any Waste Management Facility
- 7.3.7 Notwithstanding Section 7.3.6, a person may deposit Hazardous Waste at the Household Hazardous Waste Facility during operational hours provided the resident advises Waste Management Facility staff and ensures products are properly packaged, sealed, and labeled in a manner required for the waste type.
- 7.3.8 No person shall behave in a manner that is offensive to a City employee, its representatives and agents including indulging in violent, threatening, or illegal conduct, use of profane or abusive language, create a nuisance or in any way interfere with the use of the Waste Management Facility by any other person.

SECTION 8 – ENFORCEMENT

- 8.1 A Municipal Law Enforcement Officer, Environmental Officer, Provincial Offenses Officer, Police Officer, or other duly appointed individual shall enforce the provisions of this By-law.
- 8.2 No person shall obstruct, hinder, or otherwise interfere with a Municipal Law Enforcement Officer, Environmental Officer, Provincial Offenses Officer, Police Officer, or other duly appointed individual in the lawful carrying out of their duties and responsibilities under the provisions of this By-law.

8.3 PENALTIES

- 8.3.1 Every person who contravenes any provision of this By-law is guilty of an offence under the provisions of the Provincial Offences Act, R.S.O. 1990, c. P.33, as amended, and is liable on conviction to a penalty not exceeding \$5,000, exclusive of costs, subject to the provisions of the Act.
- 8.3.2 Every person who contravenes any provision of this By-law, and every director or officer of a corporation, who knowingly concurs in the contravention of this By-law by the corporation, is guilty of an offence under the provisions of the Municipal Act, 2001, S.O. 2001, c. 25 as amended.
- 8.3.3 Every person who contravenes the provisions of any section of this By-law, and every director or officer of a corporation who knowingly concurs in the contravention of this By-law by the corporation, is guilty of an offence under the provisions of the Municipal Act, 2001, S.O. 2001, c. 25 as amended and is liable on conviction to a penalty where the minimum fine shall not exceed \$500 and a maximum fine shall not exceed \$100,000 exclusive of costs under the provisions of the Municipal Act, 2001, S.O. 2001, c. 25 as amended.
- 8.3.4 For the purpose of continuous offences, every person who contravenes any provision of this By-law, and every director or officer of a corporation who knowingly concurs in the contravention of this By-law by the corporation, is guilty of an offence and is liable on conviction to a penalty not exceeding \$10,000 per day or part thereof, exclusive of costs, under the provisions of the Municipal Act, 2001, S.O. 2001, c. 25 as amended.
- 8.3.5 Notwithstanding Section 8.3.3, and in accordance with the provisions of the Municipal Act, 2001, S.O. 2001, c. 25 as amended, the total of all fines for the continuous offences or multiple offences is not limited to \$100,000.

8.4 RECOVERY OF COSTS

- 8.4.1 For the purposes of investigation of Non-Compliance with this By-law, and, where the City, its employees or authorized agents have performed the work required to bring the Eligible Property into compliance with the By-law, all expenses incurred by the City in doing the work as well as any related fees, shall be deemed to be taxes and may be collected by action or the costs may be added to the tax roll for the Eligible Property and collected in the same manner as taxes.

8.5 SEVERABILITY

- 8.5.1 Should any section of this By-law be declared by a Court of competent jurisdiction to be ultra vires or illegal for any reason, the remaining parts shall nevertheless remain valid and binding, and shall be read as if the offending section or part had been struck out.

9. TRANSITION

- 9.1 THAT this By-law shall come into force and effect on _____. Until such time, all provision set out in By-law 2024-____ as amended shall remain in force and effect.



SCHEDULE "A"

RECYCLABLE MATERIAL ACCEPTED FOR MUNICIPAL COLLECTION SERVICES*

*Does not apply to properties receiving recycling collection via Producer Collection Services

Recyclable materials are subdivided into two categories, Containers and Paper Products, and include:

Containers:

- i. clean aluminum foil (including items made from aluminum foil)
- ii. empty dry metal paint cans and empty aerosol cans
- iii. glass bottles and jars
- iv. metal food and beverage containers
- v. milk and juice gable top cartons and drinking boxes
- vi. plastic bottles, jugs, lids and tubs
- vii. plastic shopping bags
- viii. spiral cardboard cans
- ix. styrofoam trays and clamshell food containers
- x. any other item designated as Recyclable Containers by the Designated Municipal Official from time to time

Paper Products:

- i. boxboard (including detergent, cracker, and cereal boxes)
- ii. corrugated cardboard
- iii. magazines, catalogues, and telephone books
- iv. newsprint (including inserts and flyers)
- v. non-metallic wrapping paper, greeting cards, and kraft paper
- vi. paper bags and household paper
- vii. paper egg cartons and takeout drink trays
- viii. any other item designated as Recyclable Paper Products by the Designated Municipal Official from time to time

SCHEDULE "B"

ORGANIC WASTE ACCEPTED FOR MUNICIPAL COLLECTION SERVICES

Organic Waste includes:

- i. baked goods and baking ingredients including cake, cookies, sugar, spices, eggs and egg shells
- ii. dairy products including cheese, and yogurt
- iii. fats including lard, butter, and solidified oils
- iv. fruits and vegetables including peels, rinds, seeds and husks
- v. grain products including pasta, bread, cereal and rice
- vi. hair, pet hair, and feathers
- vii. house plants and cut flowers
- viii. meat and fish products including bones, fat, skin and shells
- ix. nuts, seeds and shells
- x. other food products including candy, coffee grounds, coffee filters and tea bags
- xi. pet waste including Plant-Based Kitty Litter, pet feces, pet bedding, fur, feathers, pet food and bird seed
- xii. pumpkins
- xiii. sauces, spices, dressings and spreads
- xiv. small amounts of cooking oil (soaked in bread or paper towel)
- xv. small amounts of shredded paper, and sawdust (natural wood sources only)
- xvi. soiled paper products including tissues, paper towels, cardboard egg cartons, paper coffee cups, paper plates and cups, paper take-out food containers, microwave popcorn bags, flour and sugar bags, pizza boxes, newspaper, parchment paper
- xvii. wooden food products including popsicle sticks, toothpicks and natural cork
- xviii. any other item designated as Organic Waste by the Designated Municipal Official from time to time

Organic Waste Does Not Include:

- i. clay-based or silica crystal-based kitty litter
- ii. plastic of any kind
- iii. sawdust from pressure treated wood, melamine composite wood, or particle board

SCHEDULE "C"

YARD WASTE MATERIAL ACCEPTED FOR MUNICIPAL COLLECTION SERVICES

Yard Waste includes:

- i. branches (no larger than 7 cm in diameter, and no longer than 1.2 m (4 ft) in length)
- ii. Christmas Trees
- iii. garden plants, and flowers (soil removed)
- iv. grass clippings
- v. hedge, shrub and tree trimmings
- vi. leaves, brush and vines
- vii. sod (excluding soil)
- viii. weeds
- ix. any other item designated as Yard Waste by the Designated Municipal Official from time to time

Yard Waste does not include:

- i. artificial Christmas trees
- ii. Large Diameter Wood (greater than 7 cm in diameter, or longer than 1.2 m (4 ft) in length)
- iii. rocks
- iv. soil
- v. tree stumps

SCHEDULE "D"

NON-COLLECTABLE WASTE

Non-Collectable Waste Includes but is not limited to:

- i. automotive wastes, discarded vehicle parts, tires, tire rims and other accessories
- ii. Bulky Items - any materials that do not fit in an Approved Container or meet requirements set out in Schedule F, including but not limited to the following:
 - a. appliances
 - b. bicycles
 - c. carpet
 - d. construction and demolition wastes such as cabinets, doors, windows, bath fixtures, automobile parts
 - e. electronics
 - f. furniture
 - g. garden, yard and outdoor equipment such as pools or parts thereof, fence, wire, tarps, swing sets, and pool or hot tub covers
 - h. large toys
 - i. mattresses
 - j. any other large discarded material as designated by the Designated Municipal Official
- iii. burning or hot material including ashes, coals, and embers
- iv. carcasses of any animal (including animal parts) or fowl or live animal or fowl with the exception of bonafide Organic Waste
- v. Electronic and Electric Equipment Waste (WEEE waste) as defined in the Waste Free Ontario Act, or any successor regulation, includes desk top computers, portable computers, computer peripherals, monitors, televisions, printing devices, information technology equipment, telecommunications equipment, audio visual equipment
- vi. glass plate windows, mirrors, doors, table tops, shower doors, closet doors
- vii. Hazardous Waste – including but not limited to the following:
 - a. Any product, material or item labeled as “corrosive”, “toxic”, “reactive”, “explosive”, “oxidizing”, “poisonous”, “infectious”, “flammable”, including but not limited to the following:
 - i. aerosol containers (full or partially full)
 - ii. batteries, including automotive batteries and Ni-cad rechargeable batteries and lead acid batteries
 - iii. explosives, gasoline, motor oil, barbeque starter fluid, ammunition or other incendiary material
 - iv. fertilizers, fungicides, herbicides, insecticides or pesticides
 - v. household cleaners including bleach, oven, drain, toilet and carpet cleaning solutions
 - vi. paints, solvents, coatings and wood preservatives
 - vii. poisons, including rat and mouse poisons, moth balls, insect and weed killers;
 - viii. pressurized containers including propane cylinders and tanks
 - ix. other material, including gas tanks, fire extinguishers, pool and photogenic chemicals
 - x. other Municipal Hazardous or Special Wastes as defined in the Waste Free Ontario Act
 - b. compact fluorescent light bulbs and tubes
 - c. hair dye, hair spray, hair mousse
 - d. Pathological Wastes as defined in this By-law

- e. PCB Waste (Polychlorinated Biphenyls) as defined in the Environmental Protection Act, R.R.O. 1990, Regulation 362, or any successor regulation
 - f. perfume, nail polish and nail polish remover
 - g. pharmaceuticals
 - h. The following wastes as defined in the Environmental Protection Act, R.R.O. 1990, Regulation 347, or any successor regulation:
 - i. Hazardous Industrial Waste;
 - ii. Acute Hazardous Waste
 - iii. Hazardous Waste Chemical
 - iv. Severely Toxic Waste
 - v. Ignitable Waste
 - vi. Corrosive Waste
 - vii. Reactive Waste
 - viii. Radioactive Waste
 - ix. Leachate Toxic Waste
 - x. Asbestos Waste
 - xi. Liquid Industrial Waste
- viii. Large Diameter Wood
- ix. Liquid wastes, including liquid in sealed containers
 - a. biosolids
 - b. hauled sewage
 - c. septic waste
 - d. sludge
 - e. or other liquid waste that does not comply with the slump test as per the test method set out in Ontario Regulation 347, Schedule 9, as amended pursuant to the Environmental Protection Act, R.S.O. 1990, c. E.19.
- x. carcasses of any animal (including animal parts) or fowl or live animal or fowl with the exception of bonafide Organic Waste
- xi. Pathological Waste includes but is not limited to:
 - a. animal or human anatomical waste including organs, bones, muscles or other animal or human tissue or part thereof
 - b. animal or human blood or bodily fluids
 - c. medicines, vitamins, drugs, vials, vaccines
 - d. microbiology laboratory wastes
 - e. used medical dressings including bandages, poultices
 - f. waste sharps, including but not limited to, hypodermic needles, syringes, blades; or
 - g. any other similar material or substance which contains or may contain pathological microorganisms or which may be hazardous or dangerous and anything designated as pathological waste as defined in the Environmental Protection Act, R.R.O. 1990, Regulation 347, or any successor regulation
- xii. Prohibited Waste
- xiii. sewage
- xiv. sharp-edged material such as broken glass, broken crockery, cut metal or anything of a similar nature unless such material is placed in separate, secure container and whose contents are clearly marked
- xv. sod, soil, dirt, manure, sand, root balls, stumps, aggregates, concrete products, bricks or stones;
- xvi. swill or any other organic not properly drained or wrapped
- xvii. used deposit-return beverage containers
- xviii. waste that has been tagged as Non-compliant by the City or its Collection Contractor;

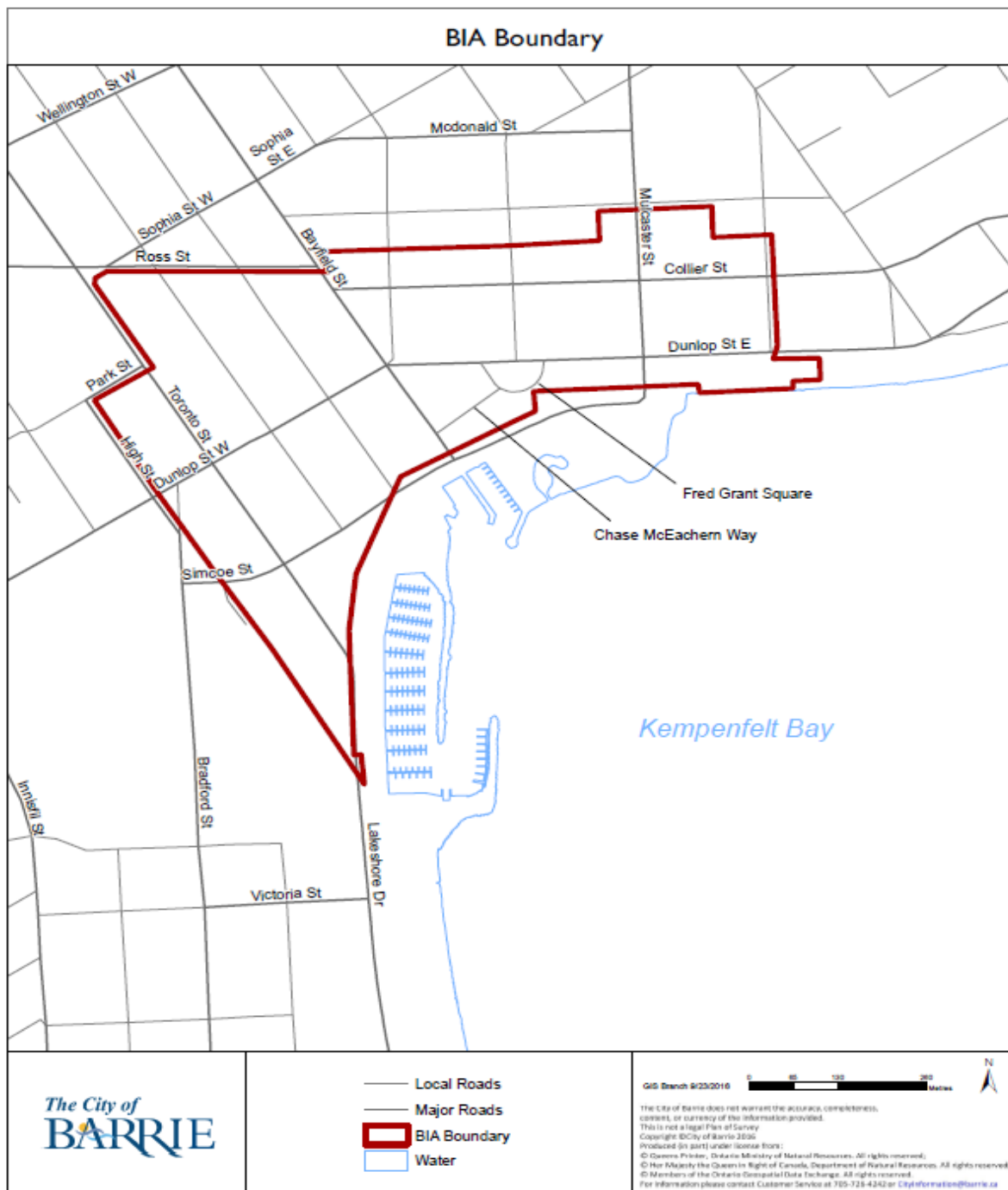


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- xix. any other materials designated as 'designated waste' by the Waste Free Ontario Act; or other applicable or successor legislation
 - xx. any other material or item designated as Non-Collectable Waste by the Designated Municipal Official from time to time

SCHEDULE "E"

BUSINESS IMPROVEMENT AREA COLLECTION MAP

For the purposes of this By-law, Business Improvement Area means the area of the City of Barrie as depicted on the following map pertaining to the streets outlined by the thick red line:





SCHEDULE "F"

CURBSIDE COLLECTION FREQUENCY AND WASTE LIMITS

	Waste Type	Collection Frequency	Quantity Limit	Weight and Capacity Limit
Residential Dwelling Units	Garbage	every other week	2 bags or containers	20kg (45lbs); 125 litres
	Recyclables	Not provided by the City of Barrie		
	Organics	weekly	unlimited	20kg (45lbs)
	Yard Waste	every other week (April through November), weekly during January	unlimited; bundles can be no larger than 1.2m (4ft) in length and 0.3m (1ft) in diameter	
	Christmas Trees	Weekly throughout January	unlimited; trees must not exceed 1.8m (6 ft) in length	
Industrial, Commercial, and Institutional (IC&I)	Garbage	every other week	12 bags or containers	20kg (45lbs); 125 litres
	Recyclables	weekly	unlimited	20kg (45lbs)
	Organics	weekly	unlimited	
	Yard Waste	every other week (April through November), weekly during January	unlimited; bundles can be no larger than 1.2m (4ft) in length and 0.3m (1ft) in diameter	
	Christmas Trees	Weekly throughout January	unlimited; trees must not exceed 1.8m (6 ft) in length	
Business Improvement Area (BIA): Residential Units	Garbage	daily	1 bag or container (per week)	20kg (45lbs); 125 litres
	Recyclables	Not provided by the City of Barrie		
	Organics	weekly	unlimited	20kg (45lbs)
	Yard Waste	every other week (April through November), weekly during January	unlimited; bundles can be no larger than 1.2m (4ft) in length and 0.3m (1ft) in diameter	
	Christmas Trees	Weekly throughout January	unlimited; trees must not exceed 1.8m (6 ft) in length	
Business Improvement Area (BIA): Industrial, Commercial, and Institutional (IC&I)	Garbage	daily	6 bags or containers (per week)	20kg (45lbs); 125 litres
	Recyclables	daily	4 Recyclable Container boxes; 1 Recyclable Paper Fibres box; 5 bundles of cardboard, flattened and bundled 75cm x 75cm x 20cm	20kg (45lbs)
	Organics	daily	unlimited	
	Yard Waste	every other week (April through November), weekly during January	unlimited; bundles can be no larger than 1.2m (4ft) in length and 0.3m (1ft) in diameter	
	Christmas Trees	Weekly throughout January	unlimited; trees must not exceed 1.8m (6 ft) in length	



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Boarding, Lodging, Rooming House (4 to 6 Lodging Suites)	Garbage	every other week	2 bags or containers	20kg (45lbs); 125 litres
	Recyclables	Not provided by the City of Barrie		
	Organics	weekly	unlimited	20kg (45lbs)
	Yard Waste	every other week (April through November), weekly during January	unlimited; bundles can be no larger than 1.2m (4ft) in length and 0.3m (1ft) in diameter	
	Christmas Trees	Weekly throughout January	unlimited; trees must not exceed 1.8m (6 ft) in length	
Boarding, Lodging, Rooming House (More than 6 Lodging Suites)	Garbage	every other week	4 bags or containers	20kg (45lbs); 125 litres
	Recyclables	Not provided by the City of Barrie		
	Organics	weekly	unlimited	20kg (45lbs)
	Yard Waste	every other week (April through November), weekly during January	unlimited; bundles can be no larger than 1.2m (4ft) in length and 0.3m (1ft) in diameter	
	Christmas Trees	Weekly throughout January	unlimited; trees must not exceed 1.8m (6 ft) in length	

SCHEDULE "G"

MATERIALS ACCEPTED AT THE HOUSEHOLD HAZARDOUS WASTE FACILITY

Acceptable materials at the Household Hazardous Waste Facility includes:

- i. aerosol can
- ii. antifreeze
- iii. batteries (all types)
- iv. bleach
- v. brake fluid
- vi. cleaning products
- vii. cosmetics
- viii. drain cleaners
- ix. empty oil containers
- x. fertilizers
- xi. fire extinguishers
- xii. fluorescent light bulbs
- xiii. gasoline
- xiv. lighters
- xv. medication
- xvi. mercury containing devices
- xvii. motor oil - (limit per residence: 25L per month)
- xviii. nail polish remover
- xix. paint
- xx. paint thinners
- xxi. pesticides
- xxii. pool chemicals
- xxiii. propane/butane
- xxiv. oil filters
- xxv. sharps (needles) - (must be in a leak-proof container with tight fitting lid)
- xxvi. thermometers

Non-Acceptable Materials at the Household Hazardous Waste Facility includes:

- i. asbestos
- ii. commercial/industrial hazardous waste
- iii. explosives and ammunition
- iv. Pathological Waste (with the exception of syringes)
- v. PCBs (polychlorinated biphenyls)
- vi. radioactive materials
- vii. unknown material

Notes:

Only residential Hazardous Waste is accepted.

All Hazardous Waste, including needles and syringes, must be in rigid, sealed, and labelled containers.



SCHEDULE "H"

HOME HEALTHCARE WASTE

Home Healthcare Waste includes but is not limited to:

- i. casts
- ii. catheters
- iii. disposable pads, gloves, masks, aprons, and gowns
- iv. colostomy bags (emptied and rinsed)
- v. gastric and nasal tubes (emptied and rinsed)
- vi. incontinence products
- vii. intravenous bags and tubing
- viii. sponges

Home Healthcare Waste does not include:

- i. hypodermic needles, syringes, or sharps
- ii. Pathological Waste



SCHEDULE "I"

MEDICAL BAG TAG SUBSIDY PROGRAM

- i. The resident is required to apply annually for the Medical Bag Tag Subsidy Program.
- ii. A physician's signature, acknowledging that the applicant has a medical condition that results in the generation of excess waste, is required on the initial application.
- iii. Applicants will be provided with a maximum of 26 garbage bag tags annually, pro-rated to the date of application.