



BY-LAW NUMBER 2024-

A By-law of The Corporation of the City of Barrie to amend By-law 2024-044 with 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

WHEREAS Section 8 of the *Municipal Act, 2001*, S.O. 2001, c.25 provides that the powers of the municipalities under the *Municipal Act, 2001* or any other Act shall be interpreted broadly as to confer broad authority on the municipalities to enable municipalities to govern their affairs as they consider appropriate and to enhance the municipalities' 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 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 the *Municipal Act 2001* 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 direct 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.

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

1. **THAT** By-law 2024-044, Section 1.5 – **DEFINITIONS** be amended by deleting Sections 1.5.86 and replacing with the following:

“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 or without a lid, and 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.”
2. **THAT** By-law 2024-044, Section 3 – **MUNICIPAL COLLECTION SERVICES** be amended by deleting Sections 3.1.5, 3.1.6, 3.1.8 and 3.1.9 and replacing with the following:

“3.1.5 Collectable Waste, limited to Christmas Trees and Yard Waste as set out in Schedule “C” of this By-law, shall be set out no later 7:00 a.m. on the designated Collection Day and no earlier than the weekend prior to the designated Collection Week.

3.1.6 Notwithstanding Sections 3.1.4 and 3.1.5,

During an Early Collection Event, Collectable Waste shall be set out no later than 5:00 a.m. on the designated Collection Day.

Eligible Properties located in the Business Improvement Area shall set out Collectable 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.

3.1.8 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 or Friday of the designated Collection Week for Yard Waste and Christmas Tree collection.

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 or Friday of the designated Collection Week for Yard Waste and Christmas Tree collection.”

3. **THAT** this By-law shall come into force and effect immediately upon the final passing thereof.

READ a first and second time this 2nd day of October, 2024.

READ a third time and finally passed this 2nd day of October, 2024.

THE CORPORATION OF THE CITY OF BARRIE

MAYOR – ALEX NUTTALL

CITY CLERK – WENDY COOKE