

PUBLISHED BY AUTHORITY

The following regulations have been made by the Town Council of the Town of Gander under the provisions of Section 183 of the Municipalities Act, 1979 as amended and in accordance with the Waste Materials (Disposal) Act, 1973 as amended and regulations made thereunder.

Amended and adopted by the Town Council of the Town of Gander on the 3rd day of April, 2002.

MAYOR, Claude Elliott

TOWN CLERK, Garry Brown

**GARBAGE AND REFUSE REGULATIONS
2002**

1. These regulations may be cited as the Town of Gander Garbage and Refuse Regulations, 2002.
2. In these regulations unless the context otherwise requires:
 - a. “Act” means the Municipalities Act, 1979 as amended;
 - b. “Approved” means approved by the Director;
 - c. “Ashes” means the residue of any substance used as fuel for household purposes after such substance has been consumed by fire, but not including soot;
 - d. “Bulk Items” means heavy or bulky items such as stoves, refrigerators, dishwashers, clothes washers, clothes dryers, furnaces, boilers, bed springs, furniture, fencing, boxes and barrels and similar items.
 - e. “Business Establishment” means real property which is assessed business occupancy tax under the provisions of the assessment act;
 - f. “Council” means the Town Council of the Town of Gander;
 - g. “Garbage” means all kitchen and table waste of animal or vegetable origin resulting from the preparation of food;
 - h. “Garden Waste” means the waste material from gardens, consisting of grass clippings, dead branches, bushes, weeds, plants, stones and other similar materials;

- i. “Householder” means the owner, occupant, lessee, tenant or the person in charge of a dwelling, mobile home, hotel, restaurant, apartment block, office building, public institution or other building;
- j. “Nuisance” means anything or any condition of things which is or may become injurious or dangerous or presents an obstruction to pedestrians or vehicular traffic or anything or any condition of things, that in the opinion of Council, has an unpleasant effect on the senses or adversely affects the amenities of the surrounding property;
- k. “Receptacle” for the purpose of these Regulations means a storage facility for the purpose of storing garbage containers during periods between collection;
- l. “Refuse” means all other miscellaneous waste material not specifically defined as garbage including but not restricting the generality of the foregoing, all vehicles tracked or wheeled and/or any object deemed to be in such a condition of disrepair that it adversely affects the amenities of the surrounding property;
- m. “Director” means the Director of Municipal Works & Services or his designate;
- n. “Soot” means the black powdering substances, formed by the burning of coal, wood and other carbon compounds;
- o. “Swill” means wet table scrappings, garbage or other waste materials, or animal or vegetable matter, which has attained a liquid or partly liquid state;
- p. “Town” means the Town of Gander as defined in paragraph 2 of the order-in-council dated the 16th day of December, 1958, A.D.;
- q. “Trade Waste” means garbage and refuse from department stores, offices, business establishments and buildings and including all kinds of paper, magazines, pasteboards, rags, packing materials, excelsior and other like materials, accumulated in or incidental to the carrying on of any business;
- r. “Grubbing” means trees, roots, stumps, topsoil from the clearing of land;
- s. “Demolition material” means all material from the destruction of buildings and foundations or structures.

ADMINISTRATION

3. The “Director of Municipal Works” or his “designate shall administer and enforce the provisions of these Regulations and for the purpose may:
 - a. Divide the Town into sections;
 - b. Designate a particular day of the week for collection of garbage and refuse in each section; and
 - c. From time to time alter the boundaries of each of the sections and shall notify the public of such changes in boundaries.

DAYS AND TIMES OF COLLECTION

4.
 - a. Collection of garbage and refuse shall be at least once in every seven (7) days, commencing at the hour of eight o’clock in the forenoon (8:00 a.m.), provided however, that when a public or statutory holiday occurs on a collections day, such collection shall be made on the next following working day, unless otherwise specified by the Director of Municipal Works or his designate.
 - b. Collection of bulk items shall be by special collection only at such times and upon such terms and conditions as the Director of Municipal Works or his designate may determine having due regard to the availability of manpower and equipment and to the requirements of regularly scheduled collections.
 - c. All garbage and refuse being placed for collection shall not be so placed earlier than 6:00 a.m. on the day designated for collection in the area.
 - d. All garbage and refuse being placed for collection shall not be so placed later than 8:00 a.m. on the day designated for collection in the area.
 - e. Empty receptacles as well as material refused for collection shall be removed from the streets by the householder before 8:30 p.m. on the same day as the garbage was placed for collection.

RESTRICTIONS

5.
 - a. Containers shall not be put out for collection except on the day designated for collection in the area.
 - b. No person or persons shall permit any animal owned by him or under his control to pick over, interfere, disturb, remove or scatter any material placed out for collection.
 - c. No householder shall put out for collection more than six (6) containers or their equivalent for collection by the Town on any one collection day, including up to three supermarket or kitchen polyethylene bags.
 - d. No person, firm or corporation shall place or cause to be placed any garbage or refuse at any barrier or along any roadside leading to or from the Town Dump.
 - e. No person, firm or corporation shall enter upon any area designated as a Town Dump except during the hours as prescribed or posted by Council, unless the consent of Council has been given in writing.
 - f. No person, other than the employees of the Council authorized for that purpose, shall pick over, remove, disturb or otherwise interfere with any garbage or refuse placed for removal by the Council whether or not it is enclosed in receptacles or containers.
 - g. No person, firm or corporation shall enter upon or remove any garbage or refuse from the Town Dump unless authorized to do so by Council.
 - h. No person, firm or corporation shall place or cause to be placed any garbage or refuse upon any area of the Town Dump in contravention of any sign that may be posted, or in any area contrary to the instructions given by the Town of Gander Landfill Attendant.

STORAGE AND DISPOSAL

6. Every householder and every operator of a business establishment, shall at their own expense make adequate arrangements for:
 - a. The storage of garbage in receptacles that are impervious to animals;
 - b. The disposal of any material not collected by the Town as referred to in Section "17" herein, whenever sufficient quantity to warrant such disposal;
 - c. Every owner or operator of a business shall be responsible for the removal of refuse from their premises on a twice weekly basis to the Town Dump.

7.
 - a. Every householder shall provide suitable containers for garbage and refuse. Containers which are non-disposable shall be maintained in a good state of repair and in a sanitary condition.
 - b. No person, firm or corporation shall deposit, throw, sweep or place any garbage upon any street, lane, drain, public place or private property outside of buildings within the Town unless the same is enclosed in approved water tight containers provided with handles and a cover and being of a capacity not exceeding ninety litres; or in large polyethylene or similar water proof bags securely tied.
 - c. Every person, firm or corporation being the owner of a building or buildings and premises within the Town shall provide approved containers as mentioned in the preceding regulation for the use of such building or buildings and premises for the reception of garbage, and all garbage from such building or buildings and premises shall be placed in such containers.
8.
 - a. A suitable container shall mean a standard metal garbage container, or a container of other substantial material and approved by the inspector and each container with the exception of polyethylene bags shall have a content capacity of not less than twenty-five (25) litres (5.5 gallons) and not more than ninety (90) litres (20 gallons) and a minimum size of 66 cm x 91 cm (26 in. X 36 in.).
 - b. A suitable container shall also mean a polyethylene garbage bag but shall not include small plastic bags commonly referred to as supermarket or shopping bags; kitchen catchers or cardboard cartons.
 - c. A polyethylene garbage bag placed for collection shall be securely tied or closed at the top.
 - d. Garbage containers shall be kept covered and in a sanitary condition at all times.
 - e. Subject to Regulation 7, no person, firm or corporation shall deposit, throw, sweep, or place any refuse upon any street, lane, drain, public place or private property outside buildings within the Town unless the same is enclosed in boxes, barrels or tother proper receptacles in such a manner as to in no way constitute a nuisance or annoyance to others.

SOOT

9. The householder shall place soot in plastic disposable water proof bags securely tied and marked as “Soot”

PLACE FOR CONTAINERS

10. Garbage containers shall be placed for collections in front of the premises at the curb or street line.

MATERIALS NOT COLLECTED

11. The Town shall not collect:
 - a. Swill, liquid waste or other organic matter which has not been properly drained or wrapped;
 - b. Highly combustible or hazardous material, such as oil, or gasoline soaked rags, gas containers, propane cylinders, paint, pesticides, ammunition, dynamite, or other explosive matter, chemicals, acids or their residues, derivatives or by-products. These items and other hazardous materials should be dropped off at the Elizabeth Drive Shopping Centre (south side) during the Household Hazardous Waste Day held each spring. Dates for this event will be advertised locally and are available at the Engineering office at 651-5915;
 - c. Dressings, bandages or other infected material from hospitals, or offices of physicians, surgeons, dentists and veterinarians;
 - d. Trade Waste;
 - e. Garden Waste;
 - f. Garbage or refuse which has not been placed for collection in the matter provided by these Regulations;
 - g. Rubber tires of all sizes, tires must be dropped off at the Tire Recycling Compound at the Town of Gander Landfill;
 - h. Tree branches or roots exceeding twenty (20) centimetres (8 inches) in diameter and one and one-half (1.5) metres (5 feet) in length and any other trees, branches or roots not securely tied;

- i. Sheet iron, scrap metal, car bodies;
- j. Carcass of any animal;
- k. Garbage or refuse left by a contractor, upon any street, lane, drain, public or private property;
- l. Ashes.

SPRING & FALL CLEAN-UP

12. The Town will conduct a two week spring cleanup and a one week fall clean-up each year. Dates are set to meet the seasonal requirements and are advertised in the local paper and available at the Engineering office at 651-5915. During these weeks, collection will be for all household items, with the exception of rocks, gravel or concrete.
- a. Refuse must not be put out before or after the designated dates for the clean-up.
 - b. Clean-up refuse will be picked up the day of your regular scheduled garbage collection.
 - c. Please do not mix household refuse with clean-up.
 - d. To have car wrecks removed, please call the Public Works Department at 6515938.
 - e. Under this system, each street will be completed twice during the Spring clean-up period.
 - f. Branches must be tied in **six foot length bundles** for easy pick up.

VEHICLES CARRYING GARBAGE AND REFUSE

- 13.
- a. No person, firm or corporation shall transport garbage or refuse of any kind on any street within the Town unless such garbage or refuse is transported in an enclosed truck, or container or is otherwise secured so that it shall not fall from the vehicle or other means of transportation unto the street.
 - b. No person, firm or corporation shall deposit garbage or refuse at the Town Dump site without authorization or contrary to instructions from the Dump Attendant designated by the Director, or contrary to signage.
 - c. All vehicles and containers used for the transportation of garbage, refuse or swill shall

be kept in a sanitary condition at all times.

- d. The Sanitary Inspector may inspect vehicles used for garbage collection at all reasonable times to ensure compliance with these regulations.
- e. Disposal of commercial corrugated cardboard and paper will not be permitted at the Town of Gander Landfill Site, if a recycling facility within the Town of Gander will accept this material.

Any person or persons found in violation of this regulation shall be subject to fines

-\$ 25.00 -\$ 50.00 -\$100.00 -Barred from Landfill as follows:

1st Offence 2nd Offence 3rd Offence 4th Offence

- f. The disposal of grubbing, concrete or demolition material shall be done only as directed by the Landfill Attendant and with prior approval from the Director. Fees for this disposal shall be \$70.00/hr for that time to incorporate the material into the landfill site in an appropriate manner.
- g. The Town's Municipal Enforcement Officers are designated to enforce these regulations.

14.

- a. Notwithstanding anything contained in these regulations, the Director may at any time order the owner to clean up and remove any accumulation of garbage or refuse outside any building or buildings or on any other private property within the Town; and
- b. If the owner neglects or refuses, when ordered by the Director to clean up and remove any accumulation of garbage or refuse from his premises, the Sanitary Inspector may cause the clean up and removal of such accumulation at the expense of the owner.

15. Every person who fails to comply with or otherwise contravenes any of the provisions of these regulations is guilty of an offence and is liable on summary conviction to the penalty set out in the said Act.

16. These regulations shall come into effect on _____ 2002, A.D.

17. The Garbage and Refuse Regulations for the Town adopted on November 25th, 1992 and amended on:

(i) August 21st, 1996

(ii) February 26th, 1997 are repealed.

(iii) Edited on August 9, 2006