RECOMMENDATION:
The Council receive staff report TES.19.18; and
That Council consider approving the Draft Waste Collection and Mandatory Recycling and Diversion By-law at the June 19, 2019 Council meeting; and
That Council consider repealing the Waste Collection and Mandatory Recycling By-law 2019-003 at the June 19, 2019 Council meeting.

BACKGROUND AND ANALYSIS:
Council passed the Waste Collection and Mandatory Recycling By-law 2019-003 at the January 2, 2019 Council meeting, which Director of Transportation and Environmental Services, Herb Lemon presented staff report TES.18.34 to Council. Mr. Lemon has additional revisions and additions that are required to the by-law including but not limited to defining banned materials, updating Waste Disposal Site to Waste and Diversion Site, and additional revisions as attached in the draft by-law.

GREY HIGHLANDS’ STRATEGIC PLAN:
Ensure the long term stability of municipal infrastructure and associated services. Grey Highlands employs the highest standard of responsible stewardship in the management of municipal resources and infrastructure.

COMMUNICATION POLICY:
The recommendation(s) included in this Staff Report support the following goals identified in the Communication Plan:
1. To proactively identify issues and respond to them in a timely manner, reducing the likelihood of escalation.
2. To establish and build on mutually beneficial, trustworthy relationships with stakeholders.

FINANCIAL IMPACT:
The Corporation of the Municipality of Grey Highlands would not incur any financial impact.

**LEGAL IMPACT:**
Fines shall be enacted in accordance with the Waste Collection and Mandatory Recycling and Diversion By-law #2019-XXX and the Provincial Offences Act. Set fines as listed under Schedule "D" of the by-law will be registered with the Ontario Superior Court of Justice pursuant to the provisions of the Provincial Offences Act.

**STAFFING IMPACT:**
There are no staffing implications for the Corporation resulting from the proposed recommendation.

**POLICIES/LEGISLATION::**
Provincial Offences Act, R.S.O. 1990, c P.33, Reg 949
Municipal Act, 2001, S.O. 2001 c.25

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**Approved By:**
Herb Lemon, Director of Transportation
Rob Adams, Chief Administrative Officer

**Status:**
Approved - 24 May 2019
CORPORATION OF THE MUNICIPALITY OF GREY HIGHLANDS

BY-LAW NUMBER 2019-003XXX

BEING A BY-LAW TO REGULATE AND MAINTAIN THE COLLECTION, DISPOSAL AND DIVERSION OF WASTE, AND RECYCLABLE AND DIVERSION MATERIALS

WHEREAS, the Municipal Act, S.O. 2001, C.25, section 8 provides that the powers of a municipality shall be interpreted broadly so as to confer broad authority on the municipality to enable the municipality to govern its affairs as it considers appropriate and to enhance a municipality’s ability to respond to municipal issues; and

WHEREAS, the Municipal Act, S.O. 2001, C.25, section 11(3) provides that lower-tier municipalities may pass by-laws within certain spheres of jurisdiction, including waste management; and

WHEREAS Section 74, Section 425(1), Section 426 and Section 429 of the Municipal Act 2001, S.O. 2001, c.25, as amended authorizes that a municipality may, in a by-law prohibiting or regulating any matter passed under the “waste management” sphere of jurisdiction, provide that a person who contravenes the by-law is guilty of an offence and is liable to a fine;

AND WHEREAS the Council deems it to be in the public interest to establish a system for the collection, removal and disposal of waste and other refuse, which includes a mandatory requirement to separate recyclable waste from other forms of waste prior to its collection to reduce waste;

AND WHEREAS the Council considers it to be significant for the Municipality to promote and educate residents regarding diversion programs to enhance the mandatory removal of all items that shall be diverted from the landfill;

NOW THEREFORE the Council of the Corporation of the Municipality of Grey Highlands enacts as follows;

1. This By-law shall be known and shall be cited as the "Waste Collection and Mandatory Recycling and Diversion By-law".

2. APPLICATION

2.1 The provisions of this By-law shall apply to the owners and occupants of all residential, industrial, commercial, and institutional establishments within the municipality.

3. SCOPE

3.1 No person shall dispose of or cause to be disposed of any waste, recyclables, or items associated with a diversion program except in conformity with the provisions of this By-law and schedules annexed hereto.
3.2 Where the provisions of this By-law conflict with the provisions of any other related By-law in force in the Municipality, the provisions of this By-law shall prevail.

3.3 This By-law shall not be effective to relieve, reduce, or mitigate any person from compliance with any provisions of the Public Health Act or Environmental Protection Act or any regulation or orders as prescribed by the Medical Officer of Health or the Minister of the Environment.

3.4 If any provision or provisions of this By-law shall be held to be invalid, illegal, unenforceable or in conflict with the law of any jurisdiction, the validity, legality and enforceability of the remaining provisions shall not in any way be affected or impaired thereby.

4. EFFECTIVE DATE

This By-law shall come into full force and take effect on the date the By-law receives three readings.

5. DEFINITIONS

In this By-law:

5.1 “ANIMAL” shall mean any live animals or birds and carcasses or parts thereof of any animal or other creature.

5.2 “APPROVED FLAGGING SYSTEM” shall be defined as a red flag attached to an animal proof container for waste and a blue flag attached for recycling. The flag shall be clearly displayed and visible when materials are present to be collected. Containers shall be seen clearly from the road. The containers with an approved flagging system shall follow all regulations set out in this By-law and shall not block the roadway or sidewalk in any way, interfere with regular road maintenance, or be inaccessible for collection service.

5.3 “APPROVED CONTAINER” shall mean in the case of weekly household waste collection a bag designed to hold in a secure manner, no more than 18 kilograms (40 lbs) of waste as related to and specified in 5.28 of this By-law herein defined in such a fashion so as to allow for safe pick-up by the Municipality’s Waste Collection Contractor.

5.4 “APPROVED RECYCLING CONTAINER, BLUE BOX OR BAG” shall mean, in the case of bi-weekly collection of recyclables, a recyclable bag or bin designed to securely hold no more than 15 kilograms (33 lbs) of recyclable material as specified by section 5.40 of this By-law, which can be identified from the exterior, or by seeing the contents therein.

5.5 “APPROVED WASTE CONTAINER OR BAG” shall mean in the case of weekly household waste collection, a bag designed to hold in a secure manner, no more than 18 kilograms (40 lbs) of waste as related to and specified in 5.28 of this By-law herein defined in such a fashion so as to allow for safe pick up. Alternate waste
containers may include plastic or metal waste disposal cans which allows for one (1) bag of waste.  

5.3

5.4.5 "ASH" or "ASHES" shall mean and include the residue of any household fuel remaining after burning and shall include soot and other chimney or fire pit deposits.

5.5.6 "BACKYARD COMPOSTER" shall mean a ventilated plastic container sold by the Municipality or similar container designed to contain and facilitate the decomposition of household organic materials excluding meat and dairy products.

5.5.7 "BAG TAG" shall mean a clearly identifiable sticker approved for sale by resolution of the Council of the Municipality of Grey Highlands, and used to indicate that a fee has been paid.

5.8 "BAG" shall mean a polystyrene plastic bag measuring not than 30" x 38" (76 cm x 96 cm) of 1.5 gauge thickness securely fastened and closed at the top.

5.7.9 "BANNED MATERIALS" are any items identified on Schedule “E” which are not permitted to be disposed of except for the specific diversion program for that material.

5.10.10 "BLUE BOX" shall mean an approved container, blue in colour, used for conveying acceptable recyclable materials. Additional containers may be used with the primary blue box and are to be of similar shape and size. Blue bags or clear bags may also be used for recyclable materials.

5.11.11 "BLUE BOX ITEMS" shall mean all items defined in Schedule ‘B’ of this By-law as recyclable materials and items the Municipality may, from time to time, by resolution, authorize for collection within its blue box program. Items must remain within the confines of the collection regulations of section 7.0.

5.12.12 "BULKY WASTE" shall mean bulky, weighty, or large articles such as stoves, refrigerators, furnaces, bed springs, mattresses, furniture, boxes, barrels, water tanks, tires, electronic waste and the like, which would normally accumulate at a dwelling unit, that may be disposed of at Municipality owned Waste Disposal and Diversion Site by residents, but are banned from curbside collection.

5.13.13 "BUNDLE OF CARDBOARD" shall mean a number of pieces of material of similar size and composition securely tied together with maximum dimensions of 61 cm x 61 cm x 31 cm (24" x 24" x 12"). Maximum two (2) bundles per serviced unit.

5.14.14 "BUSINESS ESTABLISHMENT" shall include a industrial, commercial, industrial and/or institutional (ICI) establishment land use within the Municipality.

5.15.15 "BY-LAW/MUNICIPAL LAW ENFORCEMENT OFFICER” shall mean the person or persons appointed to that position by the Council of the Corporation of the Municipality of Grey Highlands,
or any other person appointed by the Municipality from time to time for purposes of enforcement of this By-law.

5.14.16 “CARDBOARD” shall mean all corrugated cardboard which is clean, non-contaminated, non-waxed, layered cardboard with a rippled, middle layer.

5.15.17 “COLLECTION SERVICES” shall mean services provided by the Municipality for removal of waste, and recyclables, where programs are available, from serviced units.

5.16.18 “COMMERCIAL” shall mean anything pertaining to occupied premises which is used solely for retail, wholesale, or service purposes, including recreational, office, non-residential, multi-unit residential, commercial, and non-institutional purposes, and shall not include a portion of domestic residence.

5.17.19 “COMPOST” shall mean all organic material including, household organics, leaves and grass clippings, which are able to decompose and decay readily into reusable nutrient rich soil.

5.18.20 “CONSTRUCTION OR DEMOLITION WASTE” shall mean discarded building material, and all other refuse material excluding concrete, earth, stones and steel, resulting from the erection, repair, or demolition of buildings, structures, or other improvements of property. This shall include wood and wood based construction waste, and excludes loose plastics, tarps, insulation and other light debris.

5.19.21 “CONTAMINATED SOIL” shall mean soil that originates within the boundaries of Grey Highlands, in which an analysis must be provided and approval obtained from the Director of Transportation and Environmental Services or designate as set out under the MOE Minister of Environment, Conservation and Parks (MOECP), that lists the requirements for Landfill Site operations.

5.20.22 “CONTRACTOR” shall mean person or firm engaged in the collection, management, and disposal of waste, and/or recyclable and/or diversion materials.

5.21.23 “COUNCIL” shall mean the elected Council of the Corporation of the Municipality of Grey Highlands.

5.22.24 “CUBIC METER” shall mean a volume that is modeled by a cube that is one meter on each side.

5.23.25 “CUBIC YARD” shall mean a volumetric measurement equivalent to a cube one yard in each dimension.

5.24.26 “CURBSIDE RECYCLING PROGRAM” means the curbside collection of source-separated materials as designated by the Municipality, Schedule B items.

5.25.27 “DIRECTOR OF TRANSPORTATION AND ENVIRONMENTAL SERVICES” shall mean the person appointed to that position by the Council or the Corporation of the Municipality of Grey Highlands.
5.26 5.27 “DUMP” or “LITTERING” shall mean the disposing of waste of any kind other than through the road side collection service as authorized by the municipality or at designated Waste Disposal sites.

5.27 5.28 “HAZARDOUS WASTE” also identified as Municipal Hazardous and Special Waste (MHSW) shall mean waste and materials defined by Schedule ‘C’ of this By-law, and as may be defined from time to time by the Ministry of the Environment (MOECP) as hazardous. Such items are to be disposed of at authorized Municipal Household Hazardous waste facilities, as designated by the Municipality of Grey Highlands.

5.28 “HOUSEHOLD WASTE” shall mean the waste products normally generated by a residential use on a regular basis but shall not include items that can be recycled, composted, hazardous waste, or items such as furniture, construction materials, or automotive materials.

5.29 “INDUSTRIAL” shall mean anything-business pertaining to a premises wherein processing, preparation, or manufacturing is carried on.

5.30 “INSTITUTIONAL” shall mean anything-business pertaining to schools, hospitals, libraries, places of worship, Municipality-owned properties, facilities which provides community support services or other non-profit agencies or other property as outlined in the Municipality’s zoning By-law.

5.31 “MULTI-UNIT RESIDENTIAL BUILDING FAMILY HOUSEHOLD” shall mean a separate building of two or more storey’s consisting of 3 or more dwelling units with shared access and exit from a common entrance at street level, or a building consisting of 3 or more dwelling units that are horizontally attached, each which may be entered from an exterior yard and/or from an internal common space, access hallway or walkway as described in the Municipality of Grey Highlands Comprehensive Zoning By-law. All multi-unit residential buildings shall be considered commercial premises for the purposes of this By-law and must conform to the regulations regarding commercial premises as specified by this By-law. All Commercial premises within the limits of the Municipality of Grey Highlands will be provided with regular curbside Waste and Recyclable Collection Services as described in section 7.0. any unit or apartment is a residential building with six units or more, including high-rise, mid-rise, low-rise, row house, or walk-up designation.

5.32 5.31 “MUNICIPALITY” shall mean the Corporation of the Municipality of Grey Highlands.

5.33 5.32 “NON-COLLECTIBLE MATERIAL” shall mean items including, but not limited to, bulky waste, electronic waste, recyclable materials, and wood waste which are barred from being collected with waste at the curb side. These items are defined in Schedule ‘A’, ‘C’, and ‘E’. Of such items as listed in Schedule A, only items defined in Schedule ‘C’ may be disposed of as household hazardous waste through household hazardous waste facilities.
5.34  “NON-COLLECTABLE WASTES” shall mean materials not acceptable for collection services at the curb/roadside. These materials shall include: over limit, ineligible and/or overweight waste and any waste refused collection services for non-compliance with this By-law; materials placed out for collection services at times other than those times specified in this By-law; waste collectable only at Waste Disposal site as specified by Schedule ‘B’ of this By-law; Household Hazardous Waste as specified by Schedule ‘C’ of this By-law and non-collectable materials specified by Schedule ‘A’ of this By-law.

5.35  “NON-RECYCLABLE MATERIALS” shall mean all items defined as such by Schedule ‘B’ Section 2, of this By-law including waste and other refuse except hazardous waste and recyclable materials.

5.36  “OCCUPANT” means any owner, occupant, lessee, tenant or any person having use, occupation and/or charge of any dwelling, apartment, house, townhouse, or any portion thereof of any other premises.

5.37  “OWNER” shall include the occupant of property and also includes any person, managing or receiving from land or premises either acting as a proprietor by way of legal title or by right of possession or by acting as an agent or trustee. Owner shall also include a lessee of property who under the terms of the lease is required to repair and maintain the property.

5.38  “PREMISE” shall mean and include one self-contained dwelling, industrial, commercial or institutional unit, and in cases where buildings are subdivided and in possession of two or more occupants, each occupant shall be deemed to be an occupant of premises within the meaning of this By-law.

5.39  “PRIVATE ROAD” shall mean any roadway that is not assumed by the Municipality of Grey Highlands, County of Grey or the Province of Ontario.

5.40  “RECYCLABLE MATERIALS” shall mean materials that will be collected by the Municipality’s Recyclable Collection Contractor, as defined by Schedule ‘B’ of this By-law.

5.41  “RECYCLING & WASTE COLLECTION SCHEDULE” shall mean the timetable set out describing the days upon which acceptable recyclable and waste materials are collected.

5.42  “REFUSAL MARKER” shall mean an information marker which may be attached to ineligible wastes, recyclables or containers that exceed limits or do not comply with the requirements set out in this By-law.

5.43  “REFUSE” shall mean waste that is not disposed of lawfully, litter, which is punishable under section 14.2 of this By-law

5.44  “SCAVENGING” shall mean the unauthorized removal of refuse material from, in, around, or among the disposable waste materials at the Waste Disposal and Diversion Site, or
from the curb or Roadside Boulevard where such is set out for pick up.

5.45.40 “SERVICED UNIT” shall mean any location determined by the Municipality to have roadside or curbside waste collection services.

5.46.41 “SOLID WASTE” shall include any refuse, recyclable material, compostable material, ash, bulky item, household hazardous waste, non-collectable solid waste, special collection waste, transient waste, residual waste and yard waste.

5.42.42 “SPECIAL OPENING” shall mean 24 hour advanced notice to be given to the Transportation and Environmental Services Department from a resident, tenant or a person depositing waste on behalf of a home owner or tenant to allow a municipal employee to attend the Waste Disposal and Diversion Site and open it when they are normally closed. The fee is set out in the Corporation of the Municipality of Grey Highlands Fees and Charges By-law that is currently in effect.

5.48.43 “TRANSIENT WASTE” shall mean any waste from outside the collection area of the Municipality of Grey Highlands.

5.49.44 “WASTE” shall mean household, industrial, commercial, or institutional refuse waste excluding recyclables, Municipal Household Hazardous and Special Waste as specified by Schedule ‘C’ of this By-law and non-collectable materials specified by Schedule ‘A’ of this By-law. Any non-banded waste.

5.50 “WASTE BAG” shall mean bags having a maximum size of 26” x 36” (66 cm x 91 cm) or a weight not to exceed 18 kg (40 lbs).

5.51 “WASTE COLLECTION SCHEDULE” shall mean the timetable set out describing the days upon which acceptable disposable waste materials are collected.

5.52 “WASTE CONTAINER” or garbage box shall mean an animal proof container with a waterproof lid, suitable for easy removal of waste bag. In all cases, not smaller at the top than the bottom. Containers shall be animal proof and have the proper flagging system as defined by section 8.6 of this By-law. Recyclable cardboard cartons shall not be considered as containers for waste or disposable waste materials.

5.53.45 “WASTE DISPOSAL AND DIVERSION SITE” shall mean a site designated by the Municipality for the collection of waste and recyclables and other diversion programs.

5.54 “WASTE MATERIALS” shall mean household, commercial, or industrial waste, or residual materials generated in the Municipality including waste, refuse, etc. which is not suitable for recycling or re-use in either municipal or private recycling programs which may be in place in the Municipality.

5.55 “WASTE PACKER TRUCK” shall mean a truck with an enclosed load-carrying capacity and machinery used to compact the load.
5.56 "WASTE WOOD" shall mean clean wood items that include branches, brush, construction wood that is not contaminated with preservatives, paints, hazardous material, be pressure treated or contain any waste.

5.57 "WHITE GOODS" shall mean major household appliances including stoves, fridges, freezers, washers, dryers, dishwashers, hot water tanks, air conditioners and similar appliances or other items as may be designated from time to time by the corporation and are free of any other waste.

6.0 AUTHORITY OF WASTE MANAGEMENT

6.1 All collection of waste and recyclable materials by employees of the Municipality or by contractors engaged by the Municipality shall be under the direction of the Director of Transportation and Environmental Services or their designate and the Municipality may determine the frequency of each type of collection provided, fee to be charged for collection, and the manner in which the fee is to be levied.

6.2 The Municipality shall have full authority to collect such waste and recyclable materials, as it considers appropriate, either by its own staff or by hired contractor, to enter into contracts for collection of such waste and recyclable materials, and to provide such collection service to such class or classes of all premises as the Municipality, in its sole discretion, deems advisable.

6.3 The Municipality shall have full authority to prohibit certain types and classes of waste from being deposited at the Waste Disposal and Diversion or Landfill Transfer Sites, to refuse any waste based on volume, to require separation of materials as it considers appropriate, and to levy fees for the depositing of certain types, classes, and quantities of waste at the Waste Disposal and Diversion Sites or Landfill Transfer site.

7.0 COLLECTION

7.1 The Municipality requires the separation of recyclable materials from waste, via the "Blue Box" recycling program.

7.2 All owners or occupants of premises shall ensure that all solid waste set out for collection is separated into recyclables and waste materials.

7.3 The Municipality reserves the right to determine what shall constitute a serviced unit whether residential, multi-unit residential, commercial, industrial or institutional and reserves the right to change said definitions.

7.4 Non-collectible materials, as listed in Schedule ‘A’, shall be disposed of by residents at the Waste Disposal and Diversion Sites in accordance with the provisions of this By-law. The Municipality has the right to refuse all non-collectible materials.

7.5 The Municipality shall not collect municipal hazardous and special waste from any serviced unit within the Municipality. Municipal hazardous and special waste shall not be permitted to be disposed of at the Waste Disposal and Diversion Sites as per
Grey Highlands Certificate of Approval from the MOECP. All MHSW items on Schedule C may be diverted to the current program offered by Grey Highlands.

7.6 The Municipality shall not collect from any serviced unit within the Municipality any non-recyclable waste or waste material, unless such waste is placed in an approved container meeting the requirements of sections 5.2 and 5.3, and all other provisions of this By-law are kept.

7.7 No person other than a resident of the Municipality, or a person who operates a business establishment within the Municipality, or their agents, shall set out recycling or waste materials for collection.

7.8 No person shall set out recycling or waste materials for collection except at the serviced unit at which the recycling and waste materials are generated.

7.9 Bag tags shall be available for purchase at the Municipal office and other outlets that the Municipality identifies through the media avenues.

7.10 No person shall remove a bag tag from a bag of waste belonging to another person.

7.11 The Municipality shall not accept any responsibility for lost or removed bag tags from bags of waste or containers.

7.12 The Municipality shall not accept any responsibility for any expired bag tags.

7.13 No person shall copy, counterfeit, or in any way attempt to duplicate the Municipality of Grey Highlands bag tag. A full bag tag must be affixed to all additional waste set out for collection that exceeds the one untagged bag limit.

7.14 No owner, occupant, or other individual in charge of a premise shall store or permit to be stored on any premise waste materials of any kind in sufficient quantities so as to create a nuisance in terms of odor, attraction of vermin, impact on adjacent properties, wind impact or similar. All owners, occupant, or other individuals in charge of a premise shall ensure that said material is secured within properly designed containers, defined by sections 5.2 and 5.3 of this by-law, with water-proof tight fitting lids that can be emptied, cleaned, and otherwise maintained in a sanitary condition including the lands upon which the waste sites. Every yard must be kept clear of rubbish and waste materials, in accordance with the Corporation of Grey Highlands Property Standards By-law.

7.15 Every person shall store waste, and recyclable materials on a premise in accordance with section 7.14 of this by-law until such time as placed at the road side for pick up by municipal staff or the Municipality’s collection contractor.

7.16 The dumping of waste materials shall only be permitted at the Municipality’s approved Waste Disposal and Diversion Sites.
or transfer station, during designated hours of operation and under the direction of appropriate staff.

7.17.16 The Municipality shall reserve the right to determine the schedule for collection services, including the time, day and when necessary, cancellation and alternative arrangements are required.

7.18.17 The Municipality reserves the right to determine the collection locations for waste and recycling materials.

7.19.18 The Municipality shall reserve the right to suspend, discontinue or revoke waste and recycling collection services in whole or in part to a serviced unit and other properties for which services have been approved identified for breaching any provision of this By-law.

7.20.19 The Municipality shall reserve the right to reinstate waste and recycling collection services in whole or in part to a serviced unit after waste and recycling collection services have been suspended, discontinued or revoked for non-compliance with this By-law.

7.21.20 The Municipality reserves the right to determine when collection services will be restricted to seasonal collection services due to the condition of the roads, winter maintenance, the amount of time of use of the residences is occupied or other similar reasons, and other reason given from the Director of Transportation and Environmental Services.

7.22.21 The Municipality reserves the right to refuse collection of any items based on size, weight, quantity, content, or safety hazards.

7.23.22 A refusal marker shall be placed on any waste/recyclables if refused for roadside collection.

8.0 WASTE AND RECYCLING COLLECTION SERVICE

8.1 The Waste Collection Contractor shall pick up waste materials from the roadside or boulevard in front of every serviced unit within the limits of the Municipality within approved containers, defined in section 5.2 and 5.3. A waste collection schedule shall give notice as to the day upon which vehicles will pick up waste materials; said notice is to be given either by mail, radio, municipal website, social media or publication by the Municipality.

8.2 The Recycle Collection Contractor shall pick up of recyclable material shall be picked up from the roadside or boulevard in front of every serviced unit within the limits of the Municipality within approved containers. A recycling schedule shall give notice as to the day upon which vehicles will pick up recyclable materials; said notice shall be given either by mail, radio, municipal website, social media or publication by the Municipality.

8.3 All waste material, and recyclable materials, that are set out for collection shall be placed as close as possible to the roadside or
boulevard in front of every serviced unit within the limits of the Municipality. Approved waste and recycling containers, that are set out for collection shall not block the roadway or sidewalk in anyway, interfere with regular road maintenance, or be inaccessible for collection service.

8.4 Specific Waste Limits: The waste limit shall be one approved waste container per week designated by the Municipality for the collection of waste materials, and in addition two approved waste containers each with a visible full municipal bag tag attached. The total any serviced unit may set out for roadside pickup shall be three containers per week.

8.5 Waste and recyclable materials which are set out for collection shall be placed in an approved container, as defined in section 5.2 and 5.3, by the applicable roadside or boulevard before seven o’clock (7:00 a.m.) on the day of collection. If material is set out in the evening of the previous day it shall be in an animal proof container with an approved flagging system, identified in section 8.6.

8.6 An approved flagging system shall be defined as a red flag for waste materials, and a blue flag for recyclable materials, attached to an animal proof waste container or recycling container. The flag shall be clearly displayed and visible when materials are present to be collected and containers seen clearly from the road. The containers with flags shall follow all regulations set out in this By-law for waste and recycling containers and shall not block the roadway or sidewalk in anyway, interfere with regular road maintenance, or be inaccessible for collection service.

8.7 The Municipality reserves the right to allow the Waste Collection Contractor to refuse collection of any items based on size, weight, quantity, contents or safety hazards.

8.8 When collection services cannot be made on the regular day as prescribed by the collection schedule due to the incidence of observed holidays or for any other reason, the owners and occupants of premises affected thereby will be notified, if possible, by a suitable media i.e.; Municipal website, area radio stations, or social media. Waste and recyclable materials shall be promptly removed from the roadside and securely stored on the owner’s or occupier’s premise until the next regular scheduled pick up day.

8.9 No person shall place for waste pick up any inappropriate materials, which includes but is not limited to:

i. Non-collectable waste as defined in Schedule ‘A’;

ii. Bulky waste – as listed in Section 5.10;

iii. Construction or demolition waste – as listed in Section 5.18;

iv. Hazardous waste – as listed in Schedule ‘C’; and
v. Any item which is eligible for collection in the Blue Box program;

v-vi. Any item listed as in Schedule 'E' which outline the banned items from the landfill.

8.108.9 The Municipality is not obligated to provide collection services to serviced units located on roads or on roads in a new development not assumed by the Municipality.

8.108.10 The Municipality will only provide waste and recycling curbside collection services to those roads deemed safe, and fit for collection services at the time of the contract, as amended from time to time.

8.108.11 Identified serviced units on roads whose collection services will no longer be offered within the new contract will be given 30 days written notice of the change of service.

8.108.12 No collection services shall be made on observed holidays as agreed on between the municipality and contractor, unless the Recycling and Waste Collection Schedule states otherwise.

8.108.13 In the interest of public safety, the Municipality may find it necessary to authorize the cancellation of collection of services as well as the closing of the Waste Disposal and Diversion Sites in the event of hazardous road conditions due to snow and/or ice or an emergency road closure. The normal practice is to collect on the next regular scheduled collection day.

8.108.14 Individual Agreements: Nothing in this By-law will restrict the Municipality from entering into individual agreements with owners and service providers granting exemption from specific sections of this By-law on terms and conditions satisfactory to the Municipality.

8.108.15 Collection Services shall be denied to owners at a serviced unit if:

i. The waste/debris/recyclable materials are frozen or stuck to the approved waste/recyclable container or to the ground;

ii. Waste/debris/recyclables have been blown away or scattered by animals;

iii. Access to the waste/recyclables is blocked at the time of collection;

iv. Waste/debris/recyclables are placed in contravention of this By-law or not in compliance with the directions schedule of the collection calendar, e.g., not prepared according to the requirements of this By-law;

v. Waste/debris/recyclables set out for collection services are in excess of the amount regulated by the provisions of this By-law;

vi. There is any present danger to the service providers including, but not limited to, aggressive animals, bees and pathological waste;

vii. Waste/recycle collection services have been suspended, discontinued or revoked in accordance with this By-law.
As per Municipal Hazardous and Special Waste Agreement, residents shall be given the right to dispose of Municipal Household Hazardous and Special Waste, generated within the limits of the Municipality of Grey Highlands at the designated Municipal Household-Hazardous and Special Waste Depot Location. Items which qualify for disposal under this agreement are defined in Schedule 'C' of this By-law.

All commercial premises in Grey Highlands shall be required to properly dispose of waste/refuse and recycle all recyclable materials, in accordance with this By-law.

All commercial premises, as defined by section 8.16 of this By-law, within the limits of the Municipality of Grey Highlands, shall be provided with regular curbside waste and recyclable collection services, as described in sections 8.1 and 8.2. However, should a commercial premise exceed the collection limit for curbside collection, they will be required to provide their own private collection bin service and to arrange for the private disposal of said bin service.

Commercial premises within the Municipality who do not adhere to section 8.18 shall be required to obtain private waste and recyclable collection services, and dispose of their waste in accordance to the provisions set out in this By-law. Said private contractors shall be able to have the use of the Waste Disposal and Diversion Sites only if written documentation of their contract with the commercial premise is provided to the Municipality prior to use, as set out by section 11.2, 11.4 and 11.5 of this By-law. And have a Contractor Authorization Form filled out with permission from the Director of Transportation and Environmental Services.

The Municipality shall reserve the right to enter into any collection service agreements with any commercial premise within the Municipality, in accordance with section 8.19 of this By-law.

No person shall store or set out for collection any waste unless all recyclable materials have been separated from the same and placed in an approved recycling container.

No person shall store or set out for collection any waste unless all recyclable materials have been separated from the same and placed in a recycling container.

Every owner, occupier, manager, employer or person in control of any commercial, industrial, institutional, and restaurant premises, shall, within one hundred and twenty (120) days of the passage of this By-law, adopt and implement a recycling policy, if not already established, which shall ensure:

i. Compliance with this By-law;
ii. Inform all managers, tenants, employees at the premises of the provisions of this By-law;
iii. At all times provide, maintain, and keep located on the premises sufficient blue boxes as defined herein.
order to allow the employees, customers, and other persons using the premise to comply with this By-law;

iv. Post and keep continuously displayed a copy of the recycling policy in a prominent place accessible to all employees, customers and other persons on the premises;

v. Place posters or signs in prominent places on the premises listing recyclable that must be deposited in the blue boxes;

vi. Requiring managers and employees to ensure that recyclable materials after deposit therein, are maintained separately from waste materials, and are maintained separated for pickup by the recyclable collector;

vii. No person shall own, or occupy, or manage any commercial, industrial, institutional or restaurant premises within the Municipality without providing for staff, clients, customers and members of the public using those premises a sufficient number of recyclable receptacles as required to receive all recyclable materials on the premises.

9.3 The Municipality requires each premise, as specified in 9.2, to provide written verification of their Recycling Policy within (60) days of the implementation of this By-law. The Recycling Policy verification form shall be defined by Schedule ‘E’ of this By-law.

10.00.0 COLLECTORS RESPONSIBILITIES

10.01.0 The persons employed or contracted as collectors shall follow the laid out routes and conform to all instructions as set out by the Municipality. The work of each route shall be completed daily, weather permitting, and the collectors shall be courteous and render every reasonable service to the householder owner/occupant for the proper execution of the work service.

10.02.0 The collector shall handle all containers with due care and after thoroughly removing their contents shall replace the containers where they were taken removed from. The collector shall not overload any truck nor allow any of the contents to fall from the truck and shall carefully gather up any waste/recycling which may have been spilled on the ground by the collector.

10.03.0 In no instances shall the collector be called upon to make collections from any point which is unreasonably inconvenient or dangerous to any employee nor shall the collector be required to remove containers from any point other than that designated and then only from approved containers, in accordance with the definition provided in section 5.2 and 5.3 of this By-law.

9.3

11.010.0 WASTE DISPOSAL AND DIVERSION SITE OPERATIONS

11.01.0 The Artemesia, Markdale/Holland, and Osprey Waste Disposal and Diversion sites will herein be referred to as the "Waste Disposal and Diversion Sites".
11.2 Access to the Waste Disposal and Diversion Sites shall be restricted to the following:

i. Private property owners and tenants within the Municipality who provide proof of residence.

ii. Building Contractors under contract to private property owners within the Municipality doing major renovations, construction, roofing, etc.

iii. Industrial, Commercial, and/or Institutional Business either by owner or contractor/hauler under contract.

11.3 No person shall dispose of or cause to be disposed, waste at the Municipal Waste Disposal and Diversion Sites that originates or is generated from a location or use outside the limits of the Municipal boundaries, or transient waste.

11.4 No person shall dispose of or cause to be disposed at any Waste disposal and Diversion Site, any hazardous waste items as defined in Schedule "C" of this By-law.

11.5 All waste that has been generated within the limits of the Municipality being deposited by someone other than the owner or tenant of a property in the Municipality shall provide written documentation giving that person the right to deposit their waste materials from the respective owner/tenant.

11.6 A contractor/hauler that is collecting waste and disposing of it in the Municipal Waste Disposal and Diversion Sites shall provide documentation that they are under contract with a commercial business within the limits of the Municipality.

11.7 The Municipality shall determine the hours and days of operation for the Municipal Waste Disposal and Diversion Sites.

11.8 All access shall be within the normal hours of operation of the site. Access outside of the normal hours of operation will be at the discretion of the Director of Transportation and Environmental Services or their delegate of the Municipality and upon payment of the required special opening fee, as set out in the Corporation of the Municipality of Grey Highlands Fees and Charges By-law that is currently in effect. A minimum of 24 hours notice shall be given for any special openings requested outside of the normal hours of operation.

11.9 Every person shall follow the direction of the Waste Disposal and Diversion Site Attendants when determining whether to salvage/reuse, recycle, compost/divert, or otherwise direct where items are to be deposited at the Waste Disposal and Diversion Sites.

11.10 Every person attending Waste Disposal and Diversion Sites shall comply with the Waste Disposal and Diversion Site Attendant’s assessment of weight and relevant waste fees as a result of said assessment. No person shall bypass the Waste Disposal and Diversion Site Attendant or weigh scales where they exist, attempt weigh manipulation, or by any other means avoid assessment of fees.
11.11 Every person while attending a Waste Disposal and Diversion Site shall not behave in a manner that is offensive to the Waste Disposal and Diversion Site Attendants, Municipal staff, and the service provider as well as its representatives and agents. Examples of offensive behavior include engaging in violent, threatening or illegal conduct, profane or abusive language, creating a nuisance or in any way interfering with municipal services in any way. The Municipality reserves the right to refuse service at the Waste Disposal and Diversion Sites as well as order to leave the Municipal site any person in breach of this section to leave the Municipal site.

11.12 Waste Disposal and Diversion Site Attendants may refuse Waste Disposal and Diversion Site services to any person for breaching any provision of this By-law. The Director of the Transportation and Environmental Services Department or their delegate shall be advised and will review and take appropriate action.

11.13 Waste Disposal and Diversion Site Attendants shall obtain verbal or written approval from the Director of Transportation and Environmental Services or designate before reinstating Municipal Waste Disposal and Diversion Site services, which had previously been refused, suspended, discontinued or revoked.

11.14 A fee shall be charged to reinstate the Waste Disposal and Diversion Site and waste/recycle collection services to any individual who has had said services suspended for any reason, and shall be defined by the Corporation of the Municipality of Grey Highlands Fees and Charges By-law that is currently in effect.

11.15 No salvaging or scavenging of any description shall be conducted at the waste disposal sites except as provided in section 13.1.

12.0 USER FEES

12.1 All fees relating to waste collection and disposal fees shall be as set out in the Corporation of the Municipality of Grey Highlands, Fees and Charges By-law that is currently in effect.

12.2 Bag Tags shall be purchased as required from the Municipality at the cost established by Council. Bag Tags shall be distributed at the Municipal Office and designated areas as approved by the Municipality.

12.3 Fees levied at the Waste Disposal and Diversion Site shall be payable in cash at the site, with the exception of preauthorized accounts with the Municipal Finance Department. Receipts shall be issued by the Attendant for the charge levied to the operator of each vehicle using the facility.

12.4 If the preauthorized accounts remain unpaid on the last day of the month in which they were incurred, a statement of the outstanding amount shall be issued from the Municipal Finance Department. The fee shall be paid within 30 days of issue of the statement from the Municipality and if said fees remain unpaid outstanding after 30 days from issuance of the statement,
interest at the rate of 1.25% shall be added onto the original amount, and will continue to be added every 30 days thereafter, until the account is paid in full. Two notices of unpaid fees shall be issued before a final notice is issued after 90 days arrears. After that time, the outstanding fees Under Section 398 (2) of the Municipal Act for Waste Charges can be added to the tax roll and collected in the same manner of taxes, will be reported to the credit bureau and the collection agency. It will be within the rights of the Municipality to issue a lien on the property of said person who incurred the fees.

12.4.12.5 A minimum fee shall be charged at the Waste Disposal and Diversion Sites for small loads which do not exceed $10.00 for Domestic/Commercial/Industrial waste. Minimum fees are subject to change at any time at the discretion of the Municipality.

12.5.12.6 A forced charge shall be applied to any persons who refuse to pay for use of the Waste Disposal and Diversion Site as payment for theft of service. This fee shall be as set out in the Corporation of the Municipality of Grey Highlands, Fees and Charges By-law that is currently in effect. The forced charge shall apply to all persons who refuse to pay for use of Waste Disposal and Diversion Sites, refuse to pay the fee determined by the Waste Disposal and Diversion Site Attendant or for any other action in contravention of section 12.5 of this By-law. The charge along with the applicable unpaid fee for Waste Disposal and Diversion Sites shall be issued by the Municipal Finance Department in the same manner as pre-authorized Waste Disposal and Diversion Site accounts and shall be subject to all provisions of section 12.4 of this By-law. Any person who has incurred a forced charge shall have their Waste Disposal and Diversion Site Services revoked.

13.0 SCAVENGING

13.1 No person shall participate in scavenging, pick over, interfere with, disturb, remove or scatter any bags, bundles, or bins of waste and/or recyclable materials which have been set out for collection or within a Waste Disposal and Diversion Site. The Municipality, by notice to the public from time to time, may designate certain locations and days for the salvaging of major appliances, large household furnishings, and any other items as specified.

14.0 PENALTIES AND ENFORCEMENT

14.1 The Municipal By-law Enforcement Officer is hereby authorized and empowered to enforce the provisions of this By-law.

14.2 Every person who contravenes any provision or requirement of this By-law is guilty of an offence and is liable, upon conviction, to a fine of not more than five hundred dollars ($500.00) exclusive of costs, and all fines shall be collected pursuant to the Provincial Offences Act R.S.O. 1990, c.P. 33, this By-law.

14.3 In the event that any person fails to comply with the requirements or provisions of this By-law the rectification of the matter shall be carried out by the Municipality with the cost.
thereof being recoverable by the Municipality from that person either by suit or, in the alternative, in like manner as municipal taxes.

14.4 In the event that any person fails to comply with a notice to comply issued pursuant to this By-law is guilty of an offence and upon conviction is liable to a fine or penalty as provided for in the Provincial Offences Act. This By-law.

14.5 All fines incurred due to contravention with this By-law, defined by Schedule 'E-D' shall be collected by the Municipality through an issue of statement of the fine, and the person who incurred the fine shall have 30 days after issue of the fine by the Municipality to pay in full. If the fine is not paid within 30 days of the issue, an interest rate of 1.25% shall be added to the original fine, and will continue to be added every 30 days thereafter, until the fine is paid in full. Two notices of unpaid fines will be issued before a final notice is issued after 90 days arrears. After that time the credit bureau and the collection agency may be contacted and may begin collection. It will be within the rights of the Municipality to issue a lien on the property of said person who incurred the fine.

14.6 Order to leave – waste disposal and Diversion Site: The Director of Transportation and Environmental Services Department, a supervisor, or any delegate under the direction of the Director may order a person to leave the Waste Disposal and Diversion Site if they determine a person:
   i. Fails to provide proof of residency, as required, when requested;
   ii. Is scavenging;
   iii. Is behaving in a manner that is offensive to Municipal staff or any other persons in attendance;
   iv. Is depositing waste materials contrary to those allowed by this By-law;
   v. Is conducting illegal activity;
   vi. Has no lawful reason to be at the waste Disposal and Diversion Site;
   vii. Has failed to pay a fine imposed under this By-law; or,
   viii. Has breached any provision of this By-law.

14.7 Refused access to waste disposal and Diversion Site: The Director of Transportation and Environmental Services, a supervisor or delegate under the direction of the Director shall refuse a Person access to the Waste Disposal and Diversion Site if they determine a person:
   i. Owes money pursuant to this By-law and fails to pay the balance owing on demand;
   ii. Is transporting materials which is unacceptable for deposit at the Waste Disposal and Diversion Site; or
   iii. Has violated this By-law.

14.8 Suspension of collection or waste/recycling disposal services: In addition to any other remedy under this By-law, where the owner of a serviced unit or a person attending at a Waste Disposal and Diversion Site, contravenes any of the provisions of this By-law, the Director of Transportation and Environmental
Services or their delegate shall give written notice (in the form of a notice of breach or a notice to suspend) to a person attending a Waste Disposal and Diversion Site or to the owner of the serviced unit by mail or hand delivery, advising of the particulars of the breach under this By-law and whether the breach has resulted in a suspension of services, or providing a timeline to remedy the breach, taking into consideration the particulars of the breach.

14.9 Where there has been a failure to remedy the breach in the timeline provided or on a subsequent contravention of this By-law, or failure to pay any fines or other monies owing under this By-law, the Director of Transportation and Environmental Services or their delegate shall issue a notice to suspend collection services to that serviced unit or to a person for access to Waste Disposal and Diversion Sites.

14.10 Any owner or person shall apply to the Director of Transportation and Environmental Services or their delegate, in writing, to lift the suspension and upon the owner or person demonstrating that he or she is in compliance with the By-law and has promised in writing to comply in the future with this By-law, the Director Of Transportation and Environmental Services or their delegate may:

i. Lift the suspension;
ii. Impose such conditions or terms as he or she considers appropriate to reinstate collection services and/or Waste Disposal and Diversion Site privileges;
iii. Charge the fee for reinstating services;
iv. Each day on which an offence of this By-law occurs or continues when not complying after the time given shall constitute separate offenses.

15.0 ADMINISTRATION

15.1 The Municipality may enter into agreements with contractors for services as required and to meet the requirements of this By-law.

15.2 Special activities and events must conform to the terms and conditions of this By-law. All special activities and event organizers shall be responsible for making arrangements in advance for collection and disposal of waste, and recycling and diversion items.

15.3 Council may, by resolution, grant variances in the nature of the By-law for community groups, special activities, and other circumstances where Council, in its sole discretion, deems that such actions are within the public interest and not contrary to the intent of this By-law.

16.0 IMPLEMENTATION

16.1 Schedules ‘A’, ‘B’, ‘C’, ‘D’, and ‘E’ are hereby declared to form a part of this By-law.
16.2 By-law No. 2011-162019-003 is hereby repealed as of the date of the By-law coming into effect.

**************************************************

Read a first, second time and third time and finally passed this 2nd day of January, 2019.

The Corporation of the Municipality of Grey Highlands

____________________________
Paul McQueen - Mayor

____________________________
Raylene Martell – Municipal Clerk
SCHEDULE “A” TO BY-LAW NUMBER 2019-003XXX
NON-COLLECTIBLE MATERIALS

1 For the purposes of this By-law, the following materials shall not be acceptable for collection through the Curbside Waste Collection and Waste Disposal Site programs;

1.1 Municipal Hazardous and Special Waste as defined by Schedule DC and as defined in Regulation 347, as amended from time to time;
1.2 Household hazardous waste materials which are corrosive, toxic, reactive or flammable;
1.3 Biomedical or pathological waste whether solid or liquid, as designated and regulated in Regulation 347, as amended from time to time;
1.4 Non-anatomical waste infected with communicable disease;
1.5 PCB waste;
1.6 Radioactive waste;
1.7 Motor vehicle bodies or parts thereof exclusive of steel which is recyclable;
1.8 Live animals or birds and carcasses or parts thereof of any animal or other creature;
1.9 Manure, septic or holding tank pumping, or raw sewage;
1.10 Materials of any kind or nature that contain hot live coals or fire. All Ash must be disposed of no earlier than 1 week after it has been removed from a fire or heat source;
1.11 Explosive, highly combustible, or ignitable waste;
1.12 Construction Waste not defined by Section 4.145.20 as permissible, including loose plastic, insulation, tarps and any non-wood or wood based materials. Material not free of oil;
1.13 Any gaseous, semi liquid, or liquid waste;
1.14 A designated substance as prescribed by the Occupational Health and Safety Act R.S.O. 1990, c.0.1. as amended;
1.15 Sealed metal drums or barrels;
1.16 Any material not adhering to waste collection regulations, including proper use of bag tags, weight and time for collection;
1.17 Any waste material not generated within the corporate limits of the Municipality of Grey Highland and transient waste;
1.18 Pathological Waste, including; syringes, needles, dressings, body parts and fluids, tissues, medical instruments and other such items that may reasonably contain pathogenic bacteria or microorganisms;
1.19 Stumps, rocks, fill, clean earth, concrete;
1.20 Any other materials that may be hazardous or dangerous to the public health, safety or environment;
1.21 Other material as designated by the municipality from time to time.
SCHEDULE “B” TO BY-LAW NUMBER 2019-003XXX
RECYCLABLE MATERIALS (BLUE BOX MATERIALS)

1. For the purpose of this By-law, Recyclable Materials shall include:
   
   1.1 Newspapers & insert, flyers, fine paper including office paper, construction paper and envelopes;
   1.2 Glossy magazines and catalogues, telephone directories, and paperback books;
   1.3 Boxboard including wax and plastic coated boxboard and polycoat containers such as drinking boxes, with all wrap spouts and liners removed;
   1.4 Clean paper egg cartons;
   1.5 Hard covered books (covers removed);
   1.6 Corrugated cardboard, including tetra juice boxes and milk containers;
   1.7 Clean plastic shopping bags;
   1.8 Clean plastic bottles and jars with lids removed and placed in recycling;
   1.9 Aerosols and paint cans (dried), empty;
   1.10 Aluminum foil and foil wrap, including pie plates
   1.11 Aluminum and steel beverage and food containers
   1.12 Rigid plastics
   1.13 Small and wide mouth tubs and containers with the lids removed marked #1 P.E.T, #2 H.D.P.E., #4 L.D.P.E., #5 P.P. and #7 other plastics

2. For the purpose of this By-law Non-Recyclable Materials shall include:
   
   2.1 Glass drinking glasses, dishes, cups, crystal, window glass, light bulbs, mirrors, pottery, glass pots and pans and make-up jars
   2.2 Plastic dish pots, toys, make-up jars, cooking tubes, foam cups and Dishes, coat hangers, Styrofoam, meat trays
   2.3 Batteries
   2.4 Paper tissues, waxed paper foil gift wrap
   2.5 Waste as defined by this By-law
   2.6 Uncollected materials as defined by this By-law
SCHEDULE “C” TO BY-LAW NUMBER 2019-003XXX
HOUSEHOLD HAZARDOUS WASTES

1. For the purposes of this By-law, the following materials shall be accepted for the purpose of recycling, reclamation or appropriate disposal at designated household hazardous waste service facilities only:

1.1. Pharmaceuticals
Pills, liquids, cough syrups, cosmetics, nail polish, inhalers, perfumes, and veterinary drugs

1.2. Paints (household)
Household latex paint, and household oil paint, and craft and specialty paints

1.3. Aerosols
All e.g. spray paint, cleaners, polishes, etc., and all propane cylinders

1.4. Pesticides
All herbicides and insecticides, 2-4D, DDT, Black-Lead-Leaf 40, Sevin, Diazinon, Malathion, pesticide aerosols, weed killers, Round Up, and Safer’s soap

1.5. Oxidizers
Fertilizers, plant food, Weed and Feed, all nitrates, bleach, hydrogen peroxide, pool chlorine, sodium hypochlorite, nitric acid, pool chemical pH down, pool chemical pH up, and pool shock

1.6. Acids
Sulphuric acid, hydrochloric acid, phosphoric acid (rust remover), oxalic acid (deck wash), muriatic acid, acetic acid, boric acid, Stop Bath, Saniflush, CLR, and sodium bisulphate

1.7. Caustics
Sodium hydroxide, potassium hydroxide, sodium metasilicate, sodium silicate, TSP, lime, ammonia (wax stripper), ammonium chloride, Drano, Mr. Muscle, Easy-off, lye, photo-chemicals, Comet, and Ajax

1.8. Automotive/Recreational Vehicles
Motor oil, gasoline, diesel, anti-freeze, transmission fluid, brake fluid, batteries, adhesives, auto-body filler, auto-body paint, car polishes, and car waxes

1.9. Organics
Caulking, cements and glues, driveway sealers, drywall compounds, epoxies, floor paint, industrial paint, lacquer, liquid plastics, marine paint, paint stripper, polyfiller, putty, resins, rust paint, shellac, silicone compound, solvents, stain, thinners, urethane, and varnish

1.10. Batteries
- All car/vehicle, dry cell, single use and household

1.11. Fluorescent lamps
- Up to 10 compact fluorescent bulbs, and up to four fluorescent tubes
1.12. Any other household product or item labeled as corrosive, toxic, reactive, explosive and oxidizing.
SCHEDULE “D” TO BY-LAW NUMBER 2019-003
MUNICIPAL SET FINES

Fines shall be enacted in accordance with this By-law and the Provincial Offences Act. All fines and charges determined by the Provincial Offences Act shall be charged to individuals and be collected in provision with this By-law. All other offenses shall be punishable under this By-law in accordance with the set fines detailed below in this Schedule.

<table>
<thead>
<tr>
<th>Item</th>
<th>Short Form Wording</th>
<th>By-law Section creating or defining offenses</th>
<th>Set fine</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Failure to store waste materials in a secure container or to keep lands upon which container sits in a sanitary condition</td>
<td>7.14</td>
<td>$350.00</td>
</tr>
<tr>
<td>2</td>
<td>Place hazardous waste for collection</td>
<td>8.9(d)</td>
<td>$500.00</td>
</tr>
<tr>
<td>3</td>
<td>Leaving or allowing waste material to remain on a roadside or boulevard when collection services cannot be made on the regular day as prescribed by the collection schedule.</td>
<td>8.8</td>
<td>$250.00</td>
</tr>
<tr>
<td>4</td>
<td>Place hazardous waste of any kind in a Waste Disposal and Diversion Site</td>
<td>11.4</td>
<td>$500.00</td>
</tr>
<tr>
<td>5</td>
<td>Use Waste Disposal Diversion Site outside the normal hours of operation without proper authorization</td>
<td>11.8</td>
<td>$250.00</td>
</tr>
<tr>
<td>6</td>
<td>Failure to separate waste at the Waste Disposal and Diversion Site as per Attendant’s direction</td>
<td>11.9</td>
<td>$250.00</td>
</tr>
<tr>
<td>7</td>
<td>Refuse to pay fees determined at Waste Disposal and Diversion Site</td>
<td>11.10</td>
<td>$250.00</td>
</tr>
<tr>
<td>8</td>
<td>Scavenging material set out for collection or at the Waste Disposal and Diversion Site</td>
<td>13.1</td>
<td>$400.00</td>
</tr>
</tbody>
</table>
1. For the purpose of this By-law, Banned Materials shall include:

1.1. Waste in recycling
1.2. Recycling in waste
1.3. Batteries in waste or recycling
1.4. Electronics in waste or recycling
1.5. Municipal Hazardous and Special Waste in waste or recycling
1.6. Florescent lights in waste or recycling
1.7. Drywall in waste or recycling
1.8. Clothing in waste or recycling
1.9. Hazardous in waste and recycling
1.10. Prescription and needles in waste and recycling
1.11. Scrap metal in waste and recycling
1.12. Large pieces of Styrofoam in waste and recycling
1.13. Tires in waste and recycling
1.14. Plastic bags in waste

All Commercial Premises within the Municipality of Grey Highlands are to complete and return the application to the Municipality within one hundred and twenty (120) days of the implementation of this By-law. They are to certify that they have created, dispersed, trained and have in use a functioning recycling policy which meets all the requirements of this By-law.

Please either print in the space provided or circle all of the information requested below:

TO BE FILLED OUT BY APPLICANT (PLEASE PRINT)

BUSINESS INFORMATION:
Name of Commercial Business: ____________________________________________________
Address of Business: ____________________________________________________________
Postal Code: ____________________________ Town: ________________________________
Roll Number: __________________________________________
Business type: (Circle One) Restaurant Institution Retail Other: (specify below)
Other: _______________________________________________________________________

CONTACT INFORMATION:
Name of Owner: ________________________________________________________________
Address of Owner: ______________________________________________________________
Postal Code: ____________________________ Town: ________________________________
Phone Number of Business: ________________ Phone Number of Owner: ______________

POLICY INFORMATION:
The Mandatory Recycling Policy meets the following requirements: (Check each that applies)
The Mandatory Recycling policy has:
Been created and meets all the requirements of the Waste Collection and Mandatory Recycling By-law: [___]
Has been made known to all staff: [___]
Has been made known and will continue to be made known to all customers: [___]
Is displayed in a clearly visible place within the business: [___]
All staff has been trained in the policy: [___]
Has been put in place and is being used by all staff and customers: [___]

I, as the owner or designate of the owner of the aforementioned business, hereby certify that a Mandatory Recycling Policy has been created for this business, and said policy meets all the requirements of this By-law. The Mandatory Recycling Policy has been dispersed amongst staff and has and will continue to be made known to customers. In addition I hereby certify that all employees have been trained in the policy and have gained an understanding of how to properly implement this policy. I will ensure that all employees and customers abide by said policy, and that any contravention of this policy will be properly rectified. I hereby certify that said policy is now enacted and being executed within said business.

DATE: __________________________  SIGNATURE: __________________________________

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