

A BY-LAW OF THE TOWN OF MANNING IN THE PROVINCE OF ALBERTA BY VIRTUE OF SECTION 199 OF THE MUNICIPAL GOVERNMENT ACT, BEING CHAPTER M-26 OF THE REVISED STATUTES OF ALBERTA, 1980, TO PROVIDE AND ESTABLISH A SYSTEM FOR THE COLLECTION, REMOVAL AND DISPOSAL OF ASHES, GARBAGE, REFUSE AND WASTE MATERIAL THROUGHOUT THE MUNICIPALITY OF THE TOWN OF MANNING IN THE PROVINCE OF ALBERTA AND TO REPEAL BY-LAW NO. 206 AND AMENDMENTS THERETO:

WHEREAS under the authority and subject to the provisions of Section 199 of the Municipal Government Act, being Chapter M-26 of the Revised Statutes of Alberta, 1980, the Council may by By-Law define and classify "ashes", "garbage", and "refuse" and may establish and maintain a system for the collection, removal and disposal of garbage or of garbage and refuse or ashes, garbage and refuse throughout the municipality;

NOW THEREFORE the Municipal Council of the Town of Manning, duly assembled enacts as follows:

1. This By-law may be cited as the "Refuse Collection and Disposal By-law"

2. DEFINITIONS

2.)1 In this Bylaw:

- a) "Ashes" means residue and cinders from any substance used for fuel, but does not include such residue as may accumulate as a result of building operations;
- b) "Commercial Premises" means the site, including any building erected thereon, of any cafe, restaurant, hotel, motel, store, warehouse, wholesale or retail business place, office building, factory, industry, or any other site or building except one that is used or intended to be used for residential purposes;
- c) "Council" means the Municipal Council of the Town of Manning;
- d) "Disposal Grounds" means the refuse and waste material disposal area or site designated by the Town;
- e) "Garbage" means all putrescent material including condemned meats, fish, fruits, vegetables and other like waste or decomposing matter;
- f) "Garbage Can" means a circular receptacle constructed of non-corrosive durable metal or plastic; equipped with a water-tight cover and two (2) handles to facilitate handling having a capacity of not more than four (4) cubic feet, a height of not more than thirty (30) inches and a diameter of not more than twenty-four (24) inches and weighing, when filled, not more than seventy-five (75) pounds;
- g) "Garbage Collector" means the person or persons authorized to collect, remove and dispose of all ashes, garbage, refuse and waste material;
- h) "Householder" means any owner, occupant, lessee or tenant or any other person in charge of any building or other dwelling used or intended for use as residential premises, including a multiple family dwelling but excluding commercial premises;
- i) "Metal Garbage Container" means a receptacle constructed of metal and designed to be dumped by automated means and having a capacity of not less than two (2) cubic yards;
- j) "Person" means any person, firm, partnership, association, corporation, company or organization of any kind;

3. COLLECTION AND DISPOSAL

3.) 1. All householders and proprietors shall provide and maintain in good condition sufficient garbage cans to contain the normal refuse generated from the premises during the period between refuse collections, and shall ensure that a cover is kept securely over the mouth of all such garbage cans except when same are actually being filled or emptied.

2. All householders and proprietors shall dispose of refuse upon

their premises by placing or causing the same to be placed in a garbage can maintained for that purpose.

3. Householders and proprietors may burn paper, boxes, etc. in an incinerator or other fireproof container, but may not burn in their garbage can as garbage with fire in it cannot be handled because of the danger of setting the load on fire.
4. All householders and proprietors shall at all time ensure the refuse is kept within the garbage cans or other approved receptacles provided for that purpose, and not allowed to spill or accumulate on any land or street of adjoining public or private property. Garbage such as food scraps, vegetable peelings, etc., to be wrapped in paper so that it will empty easily without sticking to the can.
5. Garbage can to be on a stand at the lane. If there is no lane to be placed at some other easily accessible point, free from vehicular or pedestrian traffic.
6. All householders and proprietors shall keep the lane in the rear of their premises to the centre line thereof in a clean and tidy condition and free from refuse.
7. In the case of a multiple dwelling, it shall be the responsibility of the landlord to supply the garbage stand. By mutual agreement with the tenants, he may also supply the garbage cans.
8. Notwithstanding any other provision of this Bylaw, plastic bags of the type designed for the disposal of domestic refuse may be used for the disposal of refuse if: the plastic bags containing refuse are kept in a structure, fenced area, or other enclosure at all times other than on a collection day; the plastic bags containing refuse are kept in good repair and securely closed except when refuse is being placed therein; the plastic bags when filled with refuse weigh not more than seventy-five (75) pounds, and the plastic bags containing refuse are placed for collection in the same manner and location as is prescribed in this Bylaw for garbage cans.
9. Clippings from shrubs and trees shall not be put out for collection unless the same are compactly and securely tied in bundles not exceeding four (4) feet in length; all other garden waste, including lawn cuttings and weeds shall be deposited in plastic bags or securely tied in a cardboard box and placed beside a garbage can or other receptacle approved hereunder for removal by the Garbage Collector.
10. Collections of refuse shall be made by the Garbage Collector on such days and at such times as the Town may appoint and the Garbage Collector shall have the right to enter at all convenient times such portions of all premises within the Town as may be required for the purpose of performing his collection, removal and disposal duties.
11. The Town shall at any time and from time to time, enter into a contract or contracts with any person, firm or corporation for the collection, removal and disposal of the whole or any part of the refuse accumulated within the Town, or may provide for the collection, removal and disposal of refuse by the use of equipment and employees of the Town.
12. The Garbage Collector shall not be responsible for the collection and removal of any of the following types of refuse except under a separate agreement with the householder or proprietor and upon payment of such charges as may be set out in such agreement:
  - (a) trade refuse resulting from the construction, repair, decorating, clearing or grading of a building or premises
  - (b) scrap metal including car bodies, chassis, machinery or parts or garage refuse;
  - (c) refuse which cannot be loaded from garbage cans, plastic bags or metal garbage containers, including such items as tires, auto parts, and boxes.

13. The Town may, by written notice, direct any person to promptly provide additional garbage cans or other approved receptacles or to provide such receptacles in a proper condition where the Town considers either that the number of approved receptacles or their condition is inadequate or insufficient in practise to meet the spirit and intent of this By-law.
14. The Town may, by written notice, require the removal of any accumulation of the types of refuse set forth in Paragraph 12 hereof, or any accumulation of dirt, stones, old implements or automobiles, iron or other rubbish from roads lanes or other private or public property within the Town by serving upon the householder, proprietor, or other person responsible for the deposit of same such written notice outlining the removal requirements.

#### 4. DISPOSAL GROUNDS

1. The Town reserves the right to control the type and nature of refuse which may be deposited in the disposal grounds and no refuse may be deposited in the disposal grounds except in accordance with such guidelines as the Town may, from time to time, set.
2. Any dead animal brought to the disposal grounds shall be disposed of in accordance with the instructions of the Health Officer and in the absence of instructions to the contrary, shall be buried immediately in such a manner as to prevent a nuisance or danger to health.

#### 5. PENALTIES

1. Where any person is alleged to have breached any of the provisions of this Bylaw, the Town may serve upon such person a written notice specifying the breach and requiring payment to such official as the Town may designate of an amount specified on the notice.
2. Any written notice issued under the provisions of this By-law shall be deemed to be sufficiently served if served personally upon the person alleged to have committed the breach or upon the owner, occupier or other person in charge of the premises upon which the breach is alleged to have been committed or if mailed to the address of the owner, occupier or other person in charge of the premises upon which the breach is alleged to have been committed.
3. Every person who violates any provision of this Bylaw is guilty of an offence and liable on summary conviction to a fine not exceeding Five Hundred (\$500.00) Dollars, exclusive of costs, for each offence, and in default of payment thereof to imprisonment for a period not exceeding sixty (60) days.

#### 6. CHARGES FOR COLLECTION - DISPOSAL

1. The Council of the Town of Manning is hereby empowered and authorized to determine and adopt the charges to be made for the collection, removal and disposal of garbage and waste material on all persons owning and/or occupying property to assist with the costs for collection and disposal of garbage including the costs of maintaining and operating the sanitary disposal grounds as herein provided under attached Schedule "A".
2. The Council is hereby empowered and authorized to amend the attached Schedule "A" as it from time to time deems necessary.

#### 7. REPEAL

1. Bylaws No. 206, 271, 327, 337, 383 and 472 are hereby repealed.
8. This Bylaw shall come into force and have effect upon the date of final reading.

READ a first time this 10 day of OCTOBER, 1984.

READ a second time this 10 day of OCTOBER, 1984.

W. Halbourne  
MAYOR:

Sholin  
SECRETARY-TREASURER:

READ a third time and finally passed this 10 day of OCTOBER, 1984.

W. Halbourne  
MAYOR:

Sholin  
SECRETARY-TREASURER:

SCHEDULE "A"

TOWN OF MANNING \_ SCHEDULE OF GARBAGE RATES

Residences - including Apartments weekly pickups @ \$3.00 per month.

Businesses - basic charge for all Businesses using Town services is \$7.50 per month. This includes 1 pickup per week. Businesses opting out of Town services will be charged \$5.00 per month for use and upkeep of disposal grounds.

1 pickup per week	\$7.50 per month
2 pickups per week	15.00 per month
3 pickups per week	22.50 per month
4 pickups per week	30.00 per month
5 pickups per week	37.50 per month

Businesses requiring more than 5 pickups a week will be charged \$120.00 plus \$6.00 per additional pickup.

AMENDED  
BYLAW #  
568.