

TRI-NEIGHBOURS BOARD OF MANAGEMENT

By-Law No. 2009-01

Being a by-law for the operation of the Tri-Neighbours Waste Management System

WHEREAS the Tri-Neighbours Board of Management consists of The Corporations of The Town of Thessalon, The Town of Bruce Mines, and The Township of Plummer Additional, located in the District of Algoma;

AND WHEREAS the Tri-Neighbours Landfill Site has received Environmental Assessment Act Approval from the Provincial Government and a Provisional Certificate of Approval under the Environmental Protection Act;

AND WHEREAS the Tri-Neighbours municipalities deem it expedient to enact rules and regulations to establish and maintain a system for the collection, removal and disposal of waste within the Tri-Neighbours area;

AND WHEREAS the Municipal Act, S.O. 2001, c. 25 provide municipalities with the authority to pass by-laws for establishing and maintaining a system for the collection, removal and disposal of garbage and other refuse;

AND WHEREAS the Municipal Act, S.O. 2001, c. 25 provides municipalities with the authority to pass by-laws for the health, safety and welfare of their residents;

AND WHEREAS the Municipal Act, S.O. 2001, c. 25 provides municipalities with the authority to pass by-laws for prohibiting or regulating and inspecting the use of any land or structures within their municipalities for disposing of garbage, refuse or waste;

AND WHEREAS the Municipal Act, S.O. 2001, c. 25 and Ontario Regulation 244/02 provides municipalities with the authority to establish fees and charges for the acceptance of waste;

NOW THEREFORE the Council of TRI-NEIGHBOURS BOARD OF MANAGEMENT does hereby enact as follows:

1. **THAT** this By-Law be known as “The Tri-Neighbours Waste Management System”; and reference made to the Board’s Resolution 02-02-2009 of April 8, 2009 to accept and forward this operational by-law to the three municipal Councils for enactment;
2. **THAT** attached Schedules #1 through #8 form part of this By-Law;
3. **THAT** where a provision of this By-Law conflicts with a provision of another By-Law in force in the municipalities, the provisions that establish the higher standards shall prevail;
4. **THAT** if any provision of this By-law is declared invalid for any reason, or if any Schedule of this By-law is amended or added, the remaining provisions and Schedules shall remain in effect;
5. **THAT** this by-law shall come into force and take effect July 1, 2009.

Read a first and second time this 8th day of April, 2009.

Read a third time and finally passed this 8th day of April, 2009.

Seal

CHAIR

SECRETARY/TREASURER

TRI-NEIGHBOURS BOARD OF MANAGEMENT
By-Law No. 2009-01
SCHEDULE #1

DEFINITIONS

For the purpose of this By-Law the following words shall have the meaning given herein:

- “Ashes” shall mean the solid residue of any fuel for heating or cooking purposes, and cleanings from chimneys.
- “Attendant” shall mean an employee or contractor contracted by the Board specifically to attend at and monitor the transfer and landfill sites managed by the Board.
- “Bag” shall mean an enclosed plastic refuse container to a maximum size of 26" x 36" and shall contain a maximum of 40 pounds of waste.
- “Board” shall mean The Tri-Neighbours Board of Management.
- “By-Law Enforcement Officer” shall mean the person appointed by each municipality to carry out by-law enforcement duties.
- “Cards” shall mean access identification instruments which shall be issued, used and returned as designated in Schedule #5 of this By-Law.
- “Commercial Waste(s)” shall mean all rejected, abandoned or discarded waste of a nature generated by a business, farm, industry and/or institution; but shall not include items listed under Prohibited Wastes defined in Schedule #4 of this By-Law.
- “Hours of Operation” shall apply to each transfer and landfill site as designated in Schedule #7 of this By-Law.
- “Household” shall mean a unit consisting of one or more rooms designed for use as a single housekeeping dwelling. A household includes a single family dwelling, a unit within an apartment building or other multiple dwelling, and a seasonal residence.
- “Household Waste(s)” shall mean all rejected, abandoned or discarded waste of a nature generated by a household; but shall not include items listed under Prohibited Wastes designated in Schedule #4 of this By-Law.
- “Landfill Site” shall mean the location CL9868, Part 1 of Registered Plan IR9435, being Part of Section 34, Unorganized Township of Rose, District of Algoma.
- “Penalties” shall mean the fees levied for illegal dumping activities including fires and any contravention of this By-Law as designated in Schedule #3 of this By-Law.
- “Prohibited Waste(s)” shall mean any refuse material of a class or kind not accepted at the landfill or transfer sites as designated in Schedule #4 of this By-Law.
- “Tipping Fees” shall mean the tariffs charged for the use of Transfer and Landfill Sites as designated in Schedule #6 of this By-Law.
- “Transfer Sites” shall mean the three locations as follows: the Bruce Mines site at Range D, Lot 1, 9AC, 627FR in the Town of Bruce Mines; the Thessalon site at Hwy 129, River Lot 5 part in the Township of Thessalon; and the area within the Landfill Site designated as a transfer site in the Township of Rose; all within the District of Algoma.

TRI-NEIGHBOURS BOARD OF MANAGEMENT

By-Law No. 2009-01

SCHEDULE #2

RESTRICTIONS

1. No person shall attend or trespass on the Tri-Neighbours Waste Management Landfill or Transfer Sites except for lawful purposes.
2. Waste shall be accepted at the Landfill Site only from the Tri-Neighbours= municipalities unless authorized by the Board.
3. All wastes and or other articles deposited at the Transfer and Landfill Sites becomes the property of the Board.
4. All waste and/or other materials must be deposited in areas designated, or as directed by the site Attendant.
5. No land within the limits of the Tri-Neighbours' area is to be used for dumping or disposing of waste of any kind, except the Tri-Neighbours Waste Management Sites and other areas as may be approved by the Board from time to time.
6. Public access to site(s) shall be limited to Hours of Operation as per Schedule #7 of this By-Law.
7. No person shall deposit waste generated outside the Tri-Neighbours boundaries except as authorized by the Board.
8. No person shall deposit prohibited wastes at any site or deposit any wastes not listed as permitted except as may be allowed in a designated area or except as approved in advance by the Board.
9. No person shall light any fire, or cause any fire to be lit, at the sites without MOE approval.
10. No person shall deposit waste at the gate or entrance to the sites or at any place other than the designated place.
11. No person shall neglect or refuse to provide proof of the origin of waste presented for disposal at the sites when such is demanded, provided that in lieu of providing such proof the person tendering the waste may remove it without unloading it.
12. No person shall deposit waste when such waste has been prohibited by the Attendant on grounds that the deposit would be contrary to this By-Law or the origin of the waste has not been satisfactorily proven.
13. No person shall scavenge at the sites.
14. No person shall salvage at the sites without the prior written approval of the Board.
15. No person shall deposit at the sites without proof of the right to access.
16. No person shall use firearms or other weapons dangerous to the peace around or in the vicinity of the sites.
17. All users of the Tri-Neighbours Waste Site will, effective July 1, 2009, be required to use clear or transparent garbage bags. Waste containing recyclable items may be refused at curbside pickup and at the Tri-Neighbours landfill site.

Schedule #2 continued

18. Tri-Neighbours will have a “Bag Rejected” tag that will be placed on clear garbage bags that are refused at curbside pickup and at the Tri-Neighbours landfill site.
19. Every person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to a fine of \$500.00.
20. Every person who contravenes any provision of this by-law is guilty of an offence and on conviction is liable to a fine as provided for in the Provincial Offences Act.

TRI-NEIGHBOURS BOARD OF MANAGEMENT

By-Law No. 2009-01

SCHEDULE #3

CONDITIONS

1. The Board may contract from time to time an Attendant to be in charge of all its sites, and a certified waste hauler to its sites.
2. The Board may revise and/or prescribe tipping fees from time to time. The Tipping Fees, as set out in Schedule #6 of this By-Law, shall be payable to the Attendant, or at one of the three municipal offices, or via the Board's contract hauler, as determined by the Board.
3. The Board and/or the Attendant may, at any time, order any person found scavenging or conducting any other unauthorized activity on the sites, or having no lawful reason to be there, to leave forthwith, and, if any such person fails or refuses to leave, may call for police assistance and cause trespass charges to be laid.
4. The Board's contract hauler shall establish standards for preparation of household waste for pick up and locations for pick up.
5. The Board's contract hauler shall establish the schedule for household waste pick up.
6. Waste Containers to be used for the storage of waste shall be constructed to the standards specified by the By-Law Enforcement Officer for convenience and safety of access by the hauler. Waste containers shall be equipped with a leak proof, tight fitting cover which shall be kept closed at all times. Waste containers shall be kept in clean and sanitary conditions at all times.
7. All commercial haulers to the site(s) must have the required Ministry of Environment Certificate of Approval, plus prescribed insurances.
8. Any person who violates any provision of this By-Law may be prohibited by the Board from using the site(s) in the future and shall be notified in writing.

TRI-NEIGHBOURS BOARD OF MANAGEMENT
By-Law No. 2009-01 Amended
SCHEDULE #4

WASTES

PERMITTED WASTES IN LANDFILL

- household
- institutional
- commercial
- industrial

PROHIBITED WASTES IN LANDFILL

- liquid or gaseous wastes
- hazardous wastes of all types
- septic tank pumpings, raw sewage sludge and industrial process sludge
- derelict vehicles including any parts thereof
- explosives and any highly flammable or volatile substances of any nature
- pathological diseased materials, including syringes and dressings

PERMITTED WASTES IN TRANSFER SITES

- white goods
- scrap metal
- wood/brush
- organic yard and garden waste
- ashes
- computers

PROHIBITED WASTES IN TRANSFER SITES

- liquid or gaseous wastes
- hazardous wastes
- septic tank pumpings, raw sewage sludge and industrial process sludge
- derelict vehicles including any parts thereof
- explosives and any highly flammable or volatile substances of any nature
- pathological diseased materials, including syringes and dressings

THE TRI-NEIGHBOURS BOARD OF MANAGEMENT

By-Law No. 2013-03

AMENDED SCHEDULE #5

ACCESS

1. Access rights to the sites shall be verified by possession of a valid and rightful Card containing the following information:
 - ▶ Tri-Neighbours name and logo
 - ▶ Name of Principal Resident of Household or Owner of Establishment
 - ▶ Address of Residency or Establishment
 - ▶ Consecutive and unique identification number
2. Access Cards shall be issued, at no extra cost, to all current residents and commercial/industrial/institutional establishments in the Tri-Neighbours' municipalities, by the Municipality in which they are located, in the following colours:
 - ▶ White - The Town of Thessalon
 - ▶ Purple - The Town of Bruce Mines
 - ▶ Green - The Township of Plummer Additional
3. Access Cards shall be issued to any current resident/establishment of any unorganized township and/or reserve adjoining the Tri-Neighbours area, by the Tri-Neighbours Board of Management, at the annual fee designated in Schedule #6 of this By-Law, in the following colour:
 - ▶ Orange - Unorganized Township or Reserve
4. Access Cards shall be presented to the Attendant before waste is accepted at the sites.
5. Access Cards remain the property of the Tri-Neighbours Board of Management and member municipalities.
6. Access Cards shall become invalid immediately upon abdicating residency/establishment within the issuing municipality or upon non-renewal by non-residents/establishments.
7. Access Cards shall be returned to the issuing office immediately upon abdicating residency/establishment within the issuing municipality or upon non-renewal by non-residents/establishments.
8. There shall be a fee of \$5.00 for the reissue of an access Card. The fee will be retained by the issuing municipality to cover administration costs.
9. Presentation of an access Card by other than a valid and rightful holder (principal and/or member of same household or owner and/or representative of same establishment) shall be considered a contravention of this By-Law.
10. Public access to site(s) shall be limited to Hours of Operation as per Schedule #7 of this By-Law.
11. Special exception may be granted to Contractors for large container loads of recycling product to enter the Thessalon Transfer Site and the Bruce Mines Transfer Site during the closed season. Requests must be submitted in writing to the Tri-Neighbours Board of Management for consideration at their regular meeting. The Contractor will be responsible for all costs associated with the opening of the site, including the Site Attendant wages.

TRI-NEIGHBOURS BOARD OF MANAGEMENT
By-Law No. 2009-01 Amended
SCHEDULE #6 to By-law 2012-02

TIPPING FEES

The following Tipping Fees shall be incurred prior to or at the time of deposit:

TRI-NEIGHBOURS MUNICIPAL RESIDENTIAL WASTE

Up to 3 bags per week per household - curbside pickup:	No Extra Charge
Excess of 3 bags per week per household - curbside:	\$2.00 per bag
Bags-direct or self haul - Tri-Neighbours Landfill Site Only	\$2.00 per bag
Mattresses, Chesterfields/Chairs - Landfill Site Only	\$5.00 per item
Major Household Appliances - Non-Freon:	\$10.00 per item
Tagged Freon Appliances	\$10.00 per item

**COMMERCIAL/INDUSTRIAL/INSTITUTIONAL -Tri-Neighbours Landfill Site Only
General/Usual Waste -**

Containers used by resident ICI	\$10.00 per lift
Hauled by contractor or self hauled, apportioned accordingly by:	
½ Half Ton	\$15.00 per ½ Half Ton
Half Ton	\$30.00 per Half Ton
Single Axle (1 ton)	\$75.00 per Ton
Double Axle (15 cu. yds. and larger)	\$20.00 per Cubic Yard

NON-RESIDENTS AND PROVINCIAL MINISTRIES - Landfill Site

Up to 3 bags per week of permitted wastes	\$400.00 per Year
Excess of maximum of 3 bags per week	\$2.00 per Bag

**CONSTRUCTION DEBRIS -Tri-Neighbours Landfill Site Only
General/Usual Solid Waste**

eg asphalt, shingles, mixed material, building blocks, bricks, concrete slabs, aggregate, apportioned accordingly by:	
½ Half ton	\$15.00 per load ½ Half Ton
Half ton	\$30.00 per load
Single Axle Truck (1 ton)	\$100.00 per load
Double Axle (15 cu. yds. and larger)	\$20.00 per Cubic Yard

SCRAP METAL - All Sites

All scrap metal including metal furniture (Smaller amounts determined at site by Tri-Neighbours Attendant)	\$30.00 per half ton
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TIRES - in designated areas at Landfill Site

- with rim	\$5.00 per tire
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SPECIAL WASTE - in designated areas at Tri-Neighbours Landfill Site Only

Asbestos	\$20.00 per Cubic Yard
Contaminated Soil/Waste	
-with M.O.E. approval and appropriate manifest	To be negotiated

CALLOUT FEE

Loads delivered to sites outside of normal hours	\$30.00 per load
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Any person or business depositing debris at the Tri-Neighbours Waste Management Site or Transfer Sites in contravention of the current by-laws of the Tri-Neighbours Board of Management will be required to remove the debris from the site, upon request, at their own cost and will be restricted access to the sites. The Board of Management reserves the right to report those persons refusing to comply with the above to the Ministry of the Environment.

TRI-NEIGHBOURS BOARD OF MANAGEMENT
By-Law No. 2010-03
SCHEDULE #7

HOURS OF OPERATION

The Landfill and Transfer Sites will be open for public access under the supervision of the Attendant as follows:

TRI-NEIGHBOURS LANDFILL AND TRANSFER SITES (Rose Township)

Saturdays	9:00 am through 5:00 pm 10:00 am through 2:00 pm	April 1 to November 30 December 1 to March 31
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When a Statutory Holiday falls on a Saturday, these sites will operate during the same hours on the next day being Sunday.

THESSALON TRANSFER SITE

Fridays	3:00 pm through 7:00 pm	April 1 to November 30 Closed December 1-March 31
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When a Statutory Holiday falls on a Friday, this site will forfeit that day of operation.

BRUCE MINES TRANSFER SITE

Mondays	3:00 pm through 7:00 pm	April to November Closed December 1-March 31
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When a Statutory Holiday falls on a Monday, this site will forfeit that day of operation.

STATUTORY HOLIDAYS

The following seven annual events are considered Statutory Holidays:

Good Friday		Victoria Day
		Canada Day
Labour Day		Thanksgiving
		Day
New Year's Day		Christmas Day

TRI-NEIGHBOURS BOARD OF MANAGEMENT

By-Law No. 2009-01

SCHEDULE #8

RECYCLING

1. Segregation of recyclables is **MANDATORY BY ALL USERS** of the Tri-Neighbours Waste Management System.
2. The Recycling Calendar provided by MWRC will be followed by all residents for curbside recycling.
3. All users of the Tri Neighbours waste management system will recycle items listed.
4. All metal, white goods and tires must be placed in area provided at the Rose Lake Landfill Site. Thessalon and Bruce Mines Transfer Sites accept metal and white goods.
5. All brush must be placed in area provided at the Thessalon and Bruce Mines Transfer Sites.
6. The following items are recyclable and must be recycled:

SYMBOL (F) on the recycling calendar denotes the following;

NEWSPAPER, MAGAZINES, HOUSEHOLD FINE PAPER, CATALOGUES AND TELEPHONE BOOKS.

- Newspapers, magazines, Household fine paper, catalogues and telephone books
- Includes advertising inserts and glossy flyers
- White, brown or coloured writing and mailed papers
- Photocopy paper and envelopes (no carbon or tissue)
- Please keep newspaper separate from cardboard

CORRUGATED CARDBOARD

- Layered cardboard boxes with a Ripple between the layers
- Place beside blue box flattened & bundled (30"x30"x8")

BOX BOARD

- Cereal, detergent, shoe boxes: Remove liners, flatten and place in a cardboard box
- CARDBOARD and BOXBOARD can be placed together

SYMBOL (C) on the recycling calendar denotes the following;

PLACE THE FOLLOWING ITEMS IN YOUR BLUE BOX

- Glass bottles and jars, milk cartons and juice boxes
- Clear and coloured food and beverage containers
- Remove lids and place loose in Blue Box
- Poly Styrene #6 plastic meat trays and take-out boxes

METAL AND ALUMINUM

- Metal and aluminium food and beverage cans
- Aluminium trays and foil
- Steel lids or jar lids can be placed with metal food products
- Rinse and remove lids or push into cans
- Place loose in your Blue Box

PLASTIC BOTTLES AND JARS

- Containers marked with # 1, 2, 3, 4, 5 or 6 on the side or bottom
- Plastic pop bottles, water bottles, soap, anti-freeze, oil, antifreeze, laundry detergent or bleach bottles
- Milk cartons, juice boxes, poly styrene #6 plastic meat trays and take-out boxes
- Remove lids and place loose in Blue Box

Please remember to separate your glass from metals/plastics in the blue box to reduce injury to the collectors. (ie place glass containers in a small box/pail inside the blue box)

