

TOWN OF BEAUSEJOUR

BY-LAW NO. 1825-25

Solid Waste Management By-law

BEING a By-law of the Town of Beausejour to establish and operate a Solid Waste Management System in the Town of Beausejour.

WHEREAS Clause 1(2) of the Manitoba Environment Act [L.M. 1987-88, C. 26] defines the term "waste" to include municipal waste;

AND WHEREAS Clause 232(1) of the Manitoba Municipal Act [L.M. 1996, C. 58 - Chap M225] permits the council of a municipality to pass By-laws for the safety, health, protection and wellbeing of people;

AND WHEREAS Clause 232(2) of the Manitoba Municipal Act [L.M. 1996, C 58 - Chap M225] permits a council of a municipality to pass By-laws establishing fees or other charges for services, activities or things provided by the municipality;

AND WHEREAS Clause 252(2) of the Manitoba Municipal Act permits a municipality to collect a charge in the same manner as a tax;

AND WHEREAS the Council of the Town of Beausejour deems it expedient and in the best interests of the Town of Beausejour to establish and operate a Solid Waste Management System.

NOW THEREFORE BE IT RESOLVED THAT the TOWN of BEAUSEJOUR hereby enacts this By-law as follows:

1. NAME

1.0 This By-law shall be cited as "The Solid Waste Management By-law."

2. DEFINITIONS

2.0 In this By-law, unless the context otherwise requires:

- (a) "commercial" designed and zoned for commercial use or which the principal use therefore is defined as "commercial" under the Town of Beausejour's current Zoning By-law as amended from time to time.

- (b) "industrial" shall mean all those premises which are zoned "industrial" or which the principal use thereof is defined as "industrial" under the Town of Beausejour current Zoning By-law as amended from time to time.
- (c) "institutional" shall mean all those premises which are zoned "institutional" or which the principal use thereof is defined as "institutional" under the Town of Beausejour current Zoning By-law as amended from time to time.
- (d) "person" shall mean any individual and includes a corporation, firm, partnership, institution and association.
- (e) "premises" shall mean a building or buildings including the associated land.
- (f) "residential" designed and zoned for residential use or which the principal use therefore is defined as "residential" under the Town of Beausejour's current Zoning By-law. as amended from time to time.
- (g) "sticker" shall mean a residual waste sticker as purchased pursuant to Section 5.
- (h) "TOWN" shall mean the Town of Beausejour
- (i) "unit" shall mean each individual dwelling, business or establishment located on a premises.
- (j) "waste" shall mean all classes of waste as set forth in Section 3 of this By-law.
- (k) "waste collection contractor" shall mean the person who, under authority of a By-law, has contracted with the TOWN for the collection and removal of waste in the Town of Beausejour as set out in an Agreement between the Town and the person.

3. CLASSES OF WASTE

3.0 For the purposes of this By-law the following classes of waste are hereby prescribed:

- (a) "ashes" shall mean the cold residue resulting from the burning of a substance.
- (b) "hazardous waste" shall mean a substance that is designated hazardous waste by regulation under The Dangerous Goods Handling and Transportation Act and shall also include fluorescent bulbs.
- (c) "recyclable material" shall mean any item of household waste that is eligible for funding under the Manitoba Product Stewardship Program and the TOWN deems it expedient to separate from the waste system.
- (d) "residual waste" shall mean residential solid waste, after removal of recyclables and yard waste, but does not include construction and demolition debris, unacceptable or banned items and bulky waste.
- (e) "waste oil" shall mean waste oil, lubricants, grease, petroleum-like substances.
- (f) "yard waste" shall mean leaves, grass clippings, garden and flower bed vegetation and straw.

4. REMOVAL AND DISPOSAL

4.0 Residential, commercial, industrial, and institutional units shall receive curbside collection once a week and disposal of allowable waste pursuant to this By-law by the waste collection contractor.

4.1 Removal and Disposal

- a) Any Residential, Commercial, Industrial or Institutional units as defined under this By-law which is located within the Town of Beausejour may place for collection, by the waste collection contractor, the following classes of waste; said classes of waste shall not exceed the limits per container unit, shall be placed in authorized containers and the containers shall be placed at such a location for collection as hereinafter specified:

- i) Residential Waste
 - ii) Recyclable Material
- b) Each unit shall place for collection:
- i. Not more than TWO (2) standard bags (26" x 36"), maximum of 20 kg each of residential waste per week or ONE (1) standard garbage can (125L). This limit may only be increased if a waste sticker(s) has been purchased and attached to each additional bag of residential waste placed at the curb for collection.
 - ii. Unlimited amounts of loose recyclable material shall be placed in an approved recycling receptacle.
 - iii. Properties with five (5) or more units shall be required to provide a dedicated bin (s), equivalent to 0.3m³ per unit and place in a three side six (6) foot privacy fenced enclosure to accommodate residential waste.
 - iv. Properties with five (5) or more units shall provide a dedicated bin or storage shed on site large enough to accommodate recycling.
 - v. Individual commercial properties requiring more than the acceptable limit as outlined in Section 4.1 b) i may make arrangements with a private solid waste collection company for the provision of a commercial bin and removal of waste of their choosing and expense.
- c) Allowable waste for curbside collection shall be placed on the curb for collection by 7:00 a.m. on the designated waste collection day(s) immediately adjacent to the front property line and easily accessible from the street. Where the placement of the waste container does not restrict or impede pedestrian or vehicular traffic, the waste container may be placed between the property line and the road edge.
- d) Failure, refusal and/or neglect to comply with the placement of waste at the curb for collection in the containers designated in Section 3.1 of this By-law shall be provided with notification of non-compliance from the Town advising that the container requirement has not been met. Continued failure to comply with the requirement on any subsequent

collection day, the waste collection contractor shall discontinue the waste collection service until the proper container requirement is met.

e) It is the responsibility of each unit for the removal and disposal of the following classes of waste including any associated cost for said removal and disposal:

i) The following classes of waste may be disposed of at the Oakwood Waste Transfer Station:

- a) Construction/Demolition waste
- b) Excavation waste
- c) Bulky waste
- d) Metallic waste
- e) Appliances containing ozone depleting substances.
- f) Waste tires
- g) Waste oil
- h) Any other waste as permitted by the R.M. of Springfield.

ii) Hazardous Waste shall be disposed of at such authorized locations as determined by the Town from time to time.

iii) The following classes of waste may be disposed of at the Town of Beausejour Compost Site:

- a) Ashes
- b) Yard Waste

iv) Electronic Waste may be disposed of at the Town of Beausejour Electronic Waste Site.

5. PROHIBITED WASTE

5.0 No person shall dispose of any class classes of waste by any disposal method other than those expressly permitted pursuant to this By-law.

5.1 No person shall dispose of any class of waste in an unauthorized or illegal manner.

5.2 Where prohibited waste is observed in a bag or waste container, the waste may be rejected at the discretion of the Town or their agent. Rejected waste will have a label affixed identifying why the waste was refused.

6. FEES

- 6.0 Additional bags of residential waste as outlined in Section 4.1 (b) may from time to time be placed for curbside collection with the placement of a sticker purchased from the Town Office for each additional bag, the cost of which is outlined in the Town of Beausejour's Fees and Charges By-law.
- 6.1 Additional bags of residual waste which have been placed at the curb for collection and do not have a sticker attached to the bag shall not be collected by the waste collection contractor.
- 6.2 The Town of Beausejour may at its sole discretion waive the requirement for the provision of a sticker on the third and each additional residential waste for a set period or date.

7. RIGHT OF ENTRY TO PRIVATE PROPERTY

- 7.0 The Town or the waste collection contractor may enter upon any premises for any purpose related to the administration and enforcement of this By-law.

8. LANDS TO BE KEPT CLEAN

- 8.0 The owner or occupier of any premises shall cause the same to be kept free of waste. The Town or the waste collection contractor may enter upon any such property for the purposes of removing any waste allowed to continue thereon contrary to this By-law, and the cost of such removal may be recovered from the owner and added to the tax roll of the subject property and collected in the like and same manner as property taxes.

9. UNAUTHORIZED HANDLING OF WASTE

- 9.0 No person other than the owner or agent thereof, unless lawfully authorized to do so, shall pick over, interfere with, disturb, remove or scatter any waste.

10. CONVEYANCE OF WASTES

- 10.0 No person shall convey or cause any waste to be conveyed in a vehicle that is

not properly secured to prevent the waste from leaving the vehicle while in transport.

- 10.1 No person shall allow any vehicle containing waste of an offensive nature to stand in any location for more than fifteen minutes within the Town.

11. ENVIRONMENTAL MANAGEMENT AND EDUCATION PROGRAMS

- 11.0 The Town may engage in activities to promote public knowledge and understanding of waste management and public participation in the prevention, reduction, reuse or recycling of waste and the recovery of material substances or energy from waste.

12. OFFENSES AND PENALTIES

- 12.0 If a person fails, omits or neglects to do any act or provide anything pursuant to this By-law, the Town or any person on its behalf shall remedy the default and shall charge the cost of remedying the default;

- a) against the person required to do the act or provide the thing and recover it as a debt due to the municipality, by action in a court of competent jurisdiction; or;
- b) as taxes against the property of which the offence occurred and recover the cost in the same manner as taxes are recovered.

- 12.1 Anyone who violates contravenes or fails to observe and carry out any of the provisions of this By-law shall be liable upon conviction to a fine not exceeding \$100.00 for the first offence and not exceeding \$200.00 for each subsequent offense plus costs.

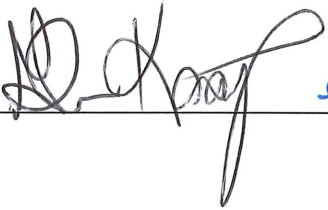
13. REPEAL

- 13.0 BE IT RESOLVED THAT By-law No. 1675/12 and amendments thereafter are hereby repealed.

14. EFFECTIVE DATE

14.0 This By-law shall come into full force and effect on the 23rd day of September 2025

DONE AND PASSED by the Council of the Town of Beausejour in Council duly assembled this 23rd day of September A.D., 2025.



for
Mayor



Chief Administrative Officer

Read a first time this 9th day of September, A.D. 2025.

Read a second time this 23rd day of September, A.D. 2025.

Read a third time this 23rd day of September, A.D. 2025.