

VILLAGE OF BELLEDUNE

BY-LAW NO. 07-2014

BY-LAW OF THE MUNICIPALITY OF BELLEDUNE RESPECTING THE COLLECTION AND DISPOSAL OF RECYCLABLE MATERIALS

The municipal council of the Village of Belledune, under the powers conferred upon it by the *Municipalities Act*, RSNB, c. M-22, hereby adopts the following:

Article 1: Interpretation

(1) This By-law may be cited as the "Recycling By-law", and shall be hereinafter referred to as "this By-law".

(2) In the context of this By-law:

"collection" means the act of picking up recyclable materials placed along the street in duly authorized bins, as specified in this By-law, and loading same into refuse compactor trucks designed specifically for this purpose so that the recyclable waste can be transported to the Regional Service Commission's solid waste management site;

"Council" means the municipal council of the Village of Belledune;

"statutory holiday" means a holiday as defined in the *Interpretation Act*;

"municipality" means the Village of Belledune;

"owner of the property" includes any owner, renter, occupant or other physical or moral entity who is partly or entirely responsible for a dwelling, or any other space that generates waste and recyclable materials;

"recyclable materials" or "recyclables" means any of the waste materials listed in Column 1 of Annex A that can be reused, recycled or diverted;

"recycling bin" designates a blue polyethylene wheeled cart, with a capacity of 360 litres that is fitted with a hinged lid and a grip that allows it to be picked up and emptied mechanically into the trucks assigned to the collection of recyclables within the municipality;

"Regional Service Commission" means the Regional Service Commission 3 or Chaleur, including its solid waste management service, duly constituted under the *Regional Service Delivery Act*, of which the municipality is a part;

"waste materials" means any garbage, waste or special collection waste as defined in by-law # 2000-09 entitled "GARBAGE COLLECTION AND WASTE DISPOSAL IN THE VILLAGE OF BELLEDUNE".

Section 2: Purpose and Application

- (1) This By-law's purpose is to regulate the management, collection and disposal of recyclable materials throughout the municipality.
- (2) Collection of recyclable materials is mandatory for:
 - (a) all one-unit dwellings;
 - (b) all multiple-unit dwellings with fewer than 18 dwelling units; and
 - (c) all seniors' residence having fewer than 30 beds.
- (3) The owner shall ensure that all waste materials generated from uses described in subsection (2) are sorted by removing all recyclables listed in Column 1 of Annex A of this By-law and placing them in the appropriate recycling bin. For the purposes of this By-law, and despite certain recyclables being listed in Column 1 of Annex A and in by-law # 2000-09, this By-law prevails.
- (4) Nothing in this By-law prevents any person from transporting his recyclable materials to or having them transported to a collection or refund centre that has been duly certified by the Province of New Brunswick under a program regulated by the Province.
- (5) The owner of a dwelling or residence such as the ones mentioned in subsection (2) shall:
 - (a) comply with the provisions of this By-law, and
 - (b) in the case of a multiple-unit dwelling or seniors' residence, the owner shall also
 - (i) make available to their tenants or occupants a number of recycling bins as required by this By-law, and
 - (ii) ensure that all tenants or occupants comply with all provisions of this by-law.
- (6) Owners shall ensure that only recyclable materials be deposited in the recycling bin provided for in this By-law.
- (7) Any non-recyclable waste materials as described in this By-law shall be managed as stipulated in By-law # 2000-09 entitled "GARBAGE COLLECTION AND WASTE DISPOSAL IN THE VILLAGE OF BELLEDUNE".

Section 3: Types of containers authorized

- (1) Only the 360 litre recycling bins shall be used for the collection of recyclable materials.
- (2) A maximum of 2 recycling bins may be used for any one-unit dwelling.
- (3) A maximum of one (1) recycling bin may be used for:
 - (a) each group of 2 dwelling units in a multiple-unit dwelling; or,
 - (b) each group of 5 beds in a senior's residence.
- (4) Each owner shall obtain the appropriate number of recycling bins from the municipality.
- (5) The municipality may authorize an owner to have more recycling bins than the number specified in subsections (2) and (3) if the municipality deems it justifiable.

Section 4: Preparation and Contents

- (1) Recyclables shall only be stored in an appropriate recycling bin.
- (2) Recyclable materials may be combined together in the recycling bin in order to reduce the volume.
- (3) All recyclables placed in the recycling bin shall be prepared as required in directives issued periodically by the municipality or the Regional Service Commission.
- (4) Recycling bins shall not contain materials other than the recyclables listed in Column 1 of Annex A in this By-law.

Section 5: Position and Condition of Recycling Bins

- (1) A recycling bin shall not be placed at the side of the road
 - (a) after 8 a.m. on the day of collection; and,
 - (b) in such a way as to:
 - (i) become a nuisance or a hazard for automobile and pedestrian traffic;
 - (ii) impair snow removal and street maintenance operations; or
 - (iii) encroach on the sidewalk or the roadway.

- (2) All recycling bins shall
 - (a) be positioned in such a way as to facilitate collection operations; and,
 - (b) be removed no later than 8 p.m. on the day of collection.
- (3) The owner shall ensure that all recycling bins are easy to handle, not damaged or otherwise no longer pest or weather proof.
- (4) The owner shall promptly repair or replace a recycling bin that is difficult to handle, damaged, or no longer pest and weatherproof.
- (5) If an owner does not comply with (1), (2), (3) or (4) above, the municipality shall send the owner a written notice of the non-compliance and may take any reasonable measure to ensure compliance.
- (6) The municipality may refuse to handle and empty any recycling bin:
 - (a) that does not comply with this By-law;
 - (b) whose physical condition puts the safety of the collection personnel at risk;
or,
 - (c) whose weight exceeds the maximum specified by the manufacturer.

Section 6: Collection

- (1) No person other than the municipality shall collect and transport recyclable materials.
- (2) The municipality may refuse to pick up recyclable materials from a recycling bin if there is non-compliance this By-law.
- (3) Recyclable materials will be collected on the usual garbage collection day for that address. It is desirable that the recycling cart also be full before being placed to the curb. The collection schedule may be amended from time to time because of a statutory holiday or for another reason and the municipality will make efforts to advise the public of such changes.
- (4) All recyclable materials deposited in recycling bins become the property of the Regional Service Commission when the recycling bins are placed at the side of the road for collection.

Section 7: Coming into Force

(1) This By-law shall come into force as per the provisions of the *Municipalities Act*.

First reading (<i>by title</i>) :	June 23, 2014
Second reading (<i>by title</i>)	June 23, 2014
Third reading (<i>in its entirety</i>) :	July 21, 2014
Enactment	July 21, 2014

Ronald Bourque, Mayor

Brenda Cormier, Clerk

Annex A

Materials	Accepted	Not accepted
Paper and Cardboard	Newspapers, paper, circulars, magazines, envelopes, bags, books, phone books, corrugated cardboard, flat cardboard, boxes, egg cartons, milk and juice cartons, Tetra Pak containers	Soiled paper and cardboard (e.g. food, grease, oil, paint, etc.), carbon paper, tissues, hand towels, diapers...
Metal	Tin cans, lids, caps, aluminum containers, aluminum foil, metal containers	Soiled containers, spray cans, tools, nails, scrap metal, toys, small electric devices, containers used for hazardous household products (propane, solvent, motor oil, etc.)...
Plastic	Containers and bottles showing resin codes # 1,2,4,5 and 7 (number written in the Möbius strip recycling symbol), packaging for food products, beverages, cosmetics, personal hygiene products, housekeeping products ...	Code 3 plastics (PVC) and Code 6 (polystyrene), plumbing pipes, exterior siding for houses, Styrofoam (plates, utensils, cups, restaurant trays, etc.) plastic bags, plastic wrap, audio and video cassette tapes, CDs, DVDs, toys, straws, disposable razors...
Glass	NO GLASS IS ACCEPTED IN THE RECYCLING BIN	
Other materials		Hazardous household waste (any explosive, corrosive, flammable or toxic materials, such as solvents, pesticides, caustic materials, acids, used oil, batteries, etc.), biomedical waste, old electric appliances, clothing, shoes...