



Bylaw #3113

“Solid Waste and Recycling Management Bylaw”

A Bylaw of the County of Grande Prairie No. 1, in the Province of Alberta for the purpose of the disposal of solid waste and recycling.

WHEREAS: pursuant to the Municipal Government Act, RSA 2000, c. M-26 as amended, a Municipal Council has authority to pass Bylaws respecting the municipality, including services provided by or on behalf of the Municipality; and

WHEREAS: pursuant to the Municipal Government Act gives Municipalities the power to enact Bylaws and impose fines and penalties for infractions of their bylaws; and

WHEREAS: it is deemed advisable and expedient to set out the terms and conditions applicable to the collections and disposal of solid waste and the provision of recycling services within the County of Grande Prairie No. 1;

THEREFORE, be it resolved that the Council of the County of Grande Prairie No. 1 in the Province of Alberta, duly assembled hereby enacts as follows:

INTERPRETATION

1. This Bylaw shall be cited as the “Solid Waste and Recycling Management Bylaw”
2. Headings in this Bylaw are for reference purposes only.
3. Words in the masculine gender will include the feminine gender whenever the context so requires and vice versa.
4. Words in the singular shall include the plural or vice versa whenever the context so requires.

DEFINITIONS

- a) “Administrator” means the Chief Administrative Officer of the County of Grande Prairie No. 1, or a person appointed by the Chief Administrative Officer as his or her designate;
- b) “Asbestos” means solid waste containing asbestos in any percentage or quantity or as defined in the Alberta Asbestos Abatement Manual (2019);
- c) “Ash” means the powdery residue left when combustible material is thoroughly burned and includes partially burnt wood, charcoal, or coal;
- d) “Bulky Waste” means a solid waste article having a volume greater than 1.0 cubic metres (10.76 cubic feet) or a length greater than 1.0 metre (39.6 inches);

- e) "Business" shall mean any business, trade, profession, industry, occupation, employment, or calling and providing of goods and services within the County of Grande Prairie No. 1 that pay commercial taxes;
- f) "Commercial Waste" shall mean any waste produced by a Business or brought in by a commercial vehicle.
- g) "Contaminated Soils" means soils not satisfying the Soil Acceptance Criteria for the County of Grande Prairie No. 1 Class II landfills, as amended.
- h) "Controlled Waste" means waste that is to be disposed of in a specific manner at County landfill sites. Controlled Wastes are to be brought to the attention of the landfill attendant so that Disposal instructions can be given. Controlled Waste consists of but is not limited to:
 - a. Empty steel and plastic drums, not crushed and not previously used for the transport or storage of prohibited waste;
 - b. Bulky waste;
 - c. Household furniture and large appliances;
 - d. Treated seed, weed, cereal, oil, legume and grass seed, and screenings;
 - e. Agricultural waste including, but not limited to, wire, fouled twine and non-recyclable plastic materials;
 - f. Demolition, land clearing, and construction waste, excluding materials designated as prohibited waste in this bylaw;
 - g. Solids from parking lot drainage sumps, street catch basins, commercial laundry lint traps, and sumps from vehicle washing facilities only;
 - h. Non-contaminated soils;
 - i. Stripped vehicle hulks; and
 - j. Restricted waste
- i) "Council" means the Municipal Council of the County of Grande Prairie No. 1;
- j) "County" means the County of Grande Prairie No. 1;
- k) "Disposal" means final deposit at a transfer site or landfill site;
- l) "Schedule of Fees, Rates and Charges Bylaw" means the County of Grande Prairie's Schedule of Fees, Rates and Charges Bylaw 3138, as amended, or replaced;
- m) "Hazardous waste" means waste that has one or more properties described in Schedule 1, but does not include those wastes listed in Schedule 2 of the Waste Control Regulation, as amended;
- n) "Household waste" means waste bi-products produced from household process and can be composed of organic and inorganic material. Includes, but is not limited to, domestic

rubbish, waste, and discarded materials including Ashes, floor sweepings, crockery, discarded animal or vegetable foods, plastics, metals, containers, and inert waste generated by a household but does not include other forms of solid waste;

- o) "Inert Waste" means a solid waste that, when disposed in a landfill or re-used, is not reasonably expected to undergo physical, chemical, or biological changes to such an extent as to produce substances that may cause an adverse effect and includes without limitation, demolition debris, concrete, asphalt, glass, ceramic materials, scrap metal and dry timber or wood that has not been chemically treated;
- p) "Landfill Site" means a landfill site which is authorized to operate by Alberta Environment and Parks under an Approval or under the Code of Practice for Landfills within the County of Grande Prairie No. 1;
- q) "Municipal solid waste" or "Solid waste" means solid waste resulting from or incidental to municipal, community, commercial, institutional, and recreational activities, and includes, but is not limited to:
 - a. Household waste
 - b. Inert waste
 - c. Controlled Waste; and,
 - d. Restricted Waste,

but does not include prohibited waste

- r) "Ozone Depleting Substances" means a substance listed in Schedule 1 or 2 of the Ozone-depleting substances and Halocarbons Regulation (AEP, 2000 and as amended), and includes any material that contains such a substance;
- s) "Owner" means the person who is registered under the Land Titles Act, RSA 2000, c. L-4, as the owner of a fee simple estate in land, or a person who is recorded as the owner of a property on the tax assessment roll of the County of Grande Prairie No. 1;
- t) "Person" means a person as defined by Common Law, and includes any individual, householder, firm, partnership, association, corporation, company, or organization of any kind;
- u) "Prohibited Waste" means waste that is deemed to be not acceptable for Disposal at a Class II Landfill as defined by the Waste Control regulation OR as defined by the County of Grande Prairie No. 1 policy. Wastes that the County of Grande Prairie No. 1 Class II municipal landfills will not accept consist of, but are not limited to:
 - a. Spontaneously combustible waste;
 - b. Reactive waste;

- c. Radioactive material;
 - d. Industrial chemical waste;
 - e. Explosives;
 - f. Smouldering Ashes;
 - g. Containers used for the storage of any of the foregoing;
 - h. Hazardous waste;
 - i. Liquids;
 - j. Slurries;
 - k. Animal parts or carcasses;
 - l. Asbestos or Asbestos-containing material in any quantity;
 - m. Coated steel pipe ("yellow jacket" or insulated pipe);
 - n. Biomedical waste;
 - o. Contaminated Oilfield waste;
 - p. Any waste defined not suitable for Disposal at a Class II Landfill by the Waste Control Regulation, as amended; and
 - q. Any waste deemed to be unsuitable for Disposal by the Administrator.
- v) "Recycle Bin Sites" means an area within the County of Grande Prairie No. 1 that has been designated by the Administrator to have recycle bins for the purpose of receiving recyclable materials;
- w) "Recyclable Material" means marketable solid waste that includes, but is not limited to, cardboard, newspaper, paper, plastic types 1 through 7, metal, glass containers and the materials collected and recycled;
- x) "Restricted Waste" means those types of solid waste which, by reason of their inherent nature, may require special handling and Disposal techniques to avoid creating health hazards, nuisances, or environmental pollution, and for which an authorized landfill site is operated in the County of Grande Prairie No. 1, and include but are not limited to:
- a. Lead acid batteries;
 - b. Mobile homes;
 - c. Electronics, paint, tires and used oil specific to ARMA's recycling programs;
 - d. Waste containing ozone depleting substances;
 - e. Non-contaminated oilfield liner;
 - f. Contaminated soils;
 - g. Propane tanks;
 - h. Unstripped vehicle hulks (fluids must be removed).
- y) "Scavenging" means the act of looking through deposited waste for the purpose of collecting. Actual collection of an item(s) is not required for an individual to be guilty of, and subject to, penalties associated with scavenging. Scavenging may only be permitted at locations specified by the Administrator;
- z) "Solid Waste" or "Municipal solid waste" means any discarded matter, including, but not limited to:

- a. Household waste
- b. Inert waste
- c. Controlled Waste; and,
- d. Restricted Waste,

but does not include Prohibited Waste;

- aa) "Stripped Vehicle Hulk" means a vehicle hulk that has had its tires, motor, transmission, automotive fluids, lubricating oils, shocks, ozone depleting substances, batteries, fuel tanks, and other similar materials removed;
- bb) "Transfer Station" means a County of Grande Prairie No. 1 facility where specific solid waste and/or recyclable materials are received for transfer to another location for processing and/or Disposal;
- cc) "Vehicle Hulk" means a wrecked or derelict vehicle body. Any person disposing of a vehicle hulks must have removed all fluids and/or gases in order for them to be accepted for Disposal. Every person disposing of vehicle hulks with all fluids and gases removed shall pay the applicable fees and charges to the County of Grande Prairie No. 1 as set out in the Fees, Rates and Charges Bylaw as amended.

GENERAL

1. Every person in the County having solid waste or carrying out activities that generate solid waste shall dispose of such solid waste in accordance with the regulations set out in this Bylaw. Waste shall only be deposited within the locations permitted by this Bylaw.
2. Except as otherwise provided in this Bylaw, the County shall provide a designated site for residents to bring and dispose of waste and recycling.
3. The Administrator shall administer and enforce the provisions of the Bylaw and, for this purpose may:
 - a. Delegate any of the Administrator's powers, duties, or functions under this Bylaw to any employee of the County;
 - b. Deny any person violating the terms of this Bylaw entry to a County landfill, recycling station or transfer station; and,
 - c. Designate operating practices at all transfer stations, recycle stations and landfills within the County. Operating practices consist of but are not limited to the hours of operation, conditions of operations, and guidelines for accepting waste and/or recyclable materials;
 - d. Determine the most suitable sites for landfills, transfer stations, recycle stations, waste receptacles and/or mobile waste and recycling bins;

- e. Enter into contracts for waste collection services with commercial contractors for the collection and Disposal of waste and recyclable materials;
 - f. Determine the most suitable sites for landfills, transfer stations, recycle stations, waste receptacles and/or mobile waste and recycling bins; and
 - g. Determining service levels, the capacity to store waste and whether mobile waste bin or curb side collection service is provided.
4. The County shall provide services for the collection of waste and recycling within the limits of participating County Rural Estate subdivisions and/or Hamlets that are specified in the current contract with the current service provider. The County holds the right to alter service areas receiving collections services. All householders in participating subdivisions and Hamlets are subject to compulsory collection service. Collection service is not discussed further in this bylaw. Information regarding collection service can be found in the County of Grande Prairie Residential Waste Cart Policy Q3 and FAQs.
5. No person shall threaten, abuse, or use violent behavior towards County employees, contractors or other users at County Landfills, Recycle Bin Stations or Transfer Stations. Both verbally and physically abusive behavior will not be tolerated, and any person exhibiting this unacceptable behavior will be asked to leave the premises.
6. No person shall burn plastics or other prohibited items as outlined by the Environmental Protection and Enhancement Act.
7. No person shall burn any waste within the limits of the County unless they have been permitted to do so under the County of Grande Prairie No. 1 Fire Bylaw or are authorized to do so under a Code of Practice (COP), registration, approval or are an exempt activity under Alberta Environment and Parks (AEP).

DISPOSAL OF SOLID WASTE WITHIN THE COUNTY OF GRANDE PRAIRIE

8. Every person in the County disposing of solid waste, other than restricted waste or recyclable material, at a Transfer Station, Recycle Bin Station or Landfill site shall do so in accordance with the regulations set out in this bylaw.
9. Every person in the County may dispose of restricted waste at a landfill site in accordance with the regulations set out in this bylaw.
10. No person shall transport solid waste or recyclable material for Disposal anywhere within the County other than to a Recycle Bin Site, a Transfer Station, or a Landfill site. In the case of restricted waste, such restricted waste may be disposed of at a facility authorized under Alberta Environment and Parks or other regulatory body for the storage, handling, and Disposal of such restricted waste.

11. Every person disposing of solid waste or recyclable material at a Landfill, Recycle Bin Station or Transfer Station may be subject to load screening for unacceptable materials. Every person who has a load selected for screening shall either comply with the directions of County staff or shall immediately remove the load from the facility.
12. All materials deposited at a Landfill, a Recycle Bin Site or a Transfer Station become the property of the County.

Prohibited Waste – Exclusion

13. No person shall dispose of prohibited waste at any Transfer Station, Landfill site or other place within the County, except at a facility authorized under AEP or other regulatory body, for the storage, handling, and Disposal of such prohibited waste.

TRANSFER STATIONS

14. The County may establish transfer stations for the purpose of collecting household waste for subsequent transport to a landfill site.
15. Every person disposing of household, inert, selected Controlled and Restricted Waste or recyclable material at a transfer station shall deposit such solid waste and recyclable material in accordance with the provisions of this Bylaw.
16. Every person disposing household, inert, selected Controlled and Restricted Waste or recyclable material at a transfer station shall do so in accordance with all posted signage into appropriate receptacles.
17. No person depositing household, inert, selected Controlled and Restricted Waste or recyclable material at a transfer station shall do so in such a manner as to create a safety hazard for County employees or contractors or the public at large.
18. Transfer Station attendants employed by the County reserve the right to screen loads for unacceptable material, material type, volume and/or source. Every person who is selected for inspection the vehicle operator shall either comply with the directions of County staff or shall immediately remove the load from the facility.
19. Transfer Station attendants employed by the County reserve the right to reject loads based on material type, volume, source, prevailing weather, or any factor affecting the transfer station's operations. If the material type is unknown, or the proper handling or Disposal method is unknown, the load of waste may be rejected.

Exclusion of Other Types of Solid Waste

20. No person shall dispose of solid waste, other than household/inert waste or recyclable material at a transfer station except as otherwise provided by the County from time to time or as this Bylaw is amended.

LANDFILL SITES

21. Every person disposing of solid waste at a landfill site shall deposit such solid waste in such a place, and in such a manner, as directed by signage or by a landfill site attendant. A landfill site attendant's orders take priority over any posted signage.
22. Landfill attendants employed by the County reserve the right to screen loads for unacceptable material, material type, volume and/or source. Every person who is selected for inspection the vehicle operator shall either comply with the directions of County staff or shall immediately remove the load from the facility.
23. Landfill attendants employed by the County reserve the right to reject loads based on material type, volume, source, prevailing weather, or any factor affecting the landfill's or the transfer station's operations. If the material type is unknown, or the proper handling or Disposal method is unknown, the load of waste may be rejected.
24. Every person depositing solid waste at a landfill site shall proceed directly to the unloading area upon being directed to do so by a landfill attendant or County staff, unload such solid waste from their vehicle in an expeditious manner, and leave the unloading area immediately after unloading their vehicle.
25. Every person depositing solid waste at a landfill site shall, within the landfill site, will only travel along signed and designated landfill roads.
26. No person shall operate a vehicle at a landfill site in such a manner as to exceed the posted speed limits, create excessive noise, or create a hazardous condition.
27. No person shall loiter at a landfill site.
28. All solid waste disposed of at a landfill site is the property of the County and no person shall look through, scavenge, salvage, or remove any solid waste from landfill site without the prior permission of the County. When operational, permission to salvage items and/or material from the "Shelve and Share" is implied.
29. Every person disposing of solid waste at a landfill site shall do so in accordance the landfill attendant's orders and in accordance with all posted signage at the landfill site. In the event where the landfill attendant's direction is in contradiction to posted signage, the Landfill attendant's direction shall take priority.

Regulation for Household Waste

30. Every person in the County shall dispose of household waste at a transfer station or landfill site in accordance with the provisions of this Bylaw.

Regulation for Controlled Waste

31. Every person in the County shall dispose of Controlled Waste at a landfill site in accordance with the provisions of this bylaw.
32. Every person disposing of Controlled Waste at a landfill site shall deposit such Controlled Waste in such a place, and in such a manner, as directed by the landfill attendant.

Regulation for Restricted Waste

33. Every person in the County may, with the permission of the Administrator, dispose of restricted waste at an authorized landfill site in accordance with the provisions of this bylaw.
34. No person shall deposit restricted waste at an authorized landfill site without first obtaining permission from the Administrator to do so. In determining whether to grant a person permission to deposit restricted waste at an authorized landfill site, the Administrator shall, among other things, consider the nature and quantity of restricted waste sought to be deposited and the ability of the authorized landfill site to accept and process the restricted material. Analytical data and/or other information about the restricted waste may need to be obtained and provided to the Administrator prior to receiving permission to deposit such restricted waste.
35. In granting a person permission to deposit restricted waste at an authorized landfill site, the Administrator may impose conditions regarding the time, place, and manner in which such restricted wastes are to be deposited at the landfill site.
36. Every person disposing of restricted waste at an authorized landfill site shall deposit such restricted waste in accordance with the conditions imposed by the Administrator in relation to the deposit of such restricted waste at the authorized landfill site.

CHARGES

37. The fees and other charges applicable in relation to the Disposal of solid waste at a landfill or specified transfer site (if applicable) shall be paid immediately after the weight of, or volume of, the solid waste to be disposed of is determined. Every person disposing of Solid Waste at a transfer station or landfill site shall pay the applicable fees and charges to the County as set out in the Fees, Rates and Charges Bylaw as amended.
38. The weight of solid waste to be disposed of at a landfill site or transfer station shall be determined by the difference between the weight of the loaded vehicle and the weight of

the unloaded vehicle. At landfill and transfer station locations where there are no scales, or in the event that the scales are not operational, the fees payable shall be based on the determined volume of the solid waste being disposed. The applicable fees and charges are set out in the current Schedule of Fees, Rates and Charges Bylaw as amended.

39. Where fees are collected, at a landfill site or transfer station, for the appropriate waste disposed, the fees shall be established by the Administrator and are represented in the current Schedule of Fees, Rates and Charges Bylaw as amended.
40. Any person depositing solid waste at a landfill site on a regular basis may apply to the County for a credit account and, if credit is granted to that person, payment of the applicable fees and other charges imposed by the provisions of this bylaw shall be made, and the credit extended, on the following conditions:
- a. The County may require a deposit from Businesses not resident in the County;
 - b. The person receiving credit shall pay the County all outstanding fees and other charges in full on receipt of invoice. The County will invoice monthly for solid waste delivered during the preceding month. The invoice amount will be based on the total quantity of solid waste delivered during the month, and the Disposal rates in effect at the time of delivery;
 - c. Late payment by the person receiving credit shall be subject to an interest penalty charge of 1.5% per month; and,
 - d. The County reserves the right to cancel, upon five (5) days' notice, the credit offered herein for late payment, non-payment, or other justified cause judged solely by the County.
41. Disposal charges as outlined in the current Fees, Rates and Charges Bylaw will apply to all household and Commercial waste brought to the County landfill and transfer stations.

OFFENCES AND PENALTIES

42. Any person who contravenes this Bylaw is guilty of an offence and shall be liable for the penalties as set out in the Schedule of Fees, Rates and Charge Bylaw.
43. A summons may be issued by a Peace Officer or a Bylaw Enforcement Officer to any person alleged to have breached any provision of this Bylaw, and the said Offence Ticket shall require the payment to the County in the amount specified in this Bylaw or the regulations pursuant to the Provincial Offences Procedure Act, (Alberta) as amended.
44. A summons shall be deemed to be sufficiently served:
- a. If served personally on the accused; or,
 - b. If mailed to the address of the registered Owner of the Business concerned; or to the person concerned.

45. A person who is guilty of an offence under this Bylaw for which a penalty is not otherwise provided is liable to a fine of not less than one hundred dollars (\$100.00) and not more than ten thousand dollars (\$10,000.00).
46. A person contravening any provision of this Bylaw shall not be subject to imprisonment as a penalty for that offence.
47. Nothing in this Bylaw will be construed as curtailing or abridging the right of the County to obtain compensation for, or to maintain an action for, loss of or damage to property from or against the person or persons responsible.

SEVERABILITY

Each Section of this Bylaw shall be read and construed as being separate and severable from each other Section. Furthermore, should any Section or Part of this Bylaw be found to have been improperly enacted for any reason, then such Section or Part shall be regarded as being severable from the rest of the Bylaw and the Bylaw remaining after such severance shall be effective and enforceable.


EFFECTIVE DATE

1. This Bylaw shall come into force and effect on the third and final reading.

Read a FIRST time this 9th day of August, 2021.

Read a SECOND time this 9th day of August, 2021.

Read a THIRD and FINAL time this 9th day of August, 2021.



Leanne Beaupre, Reeve



Joulia Whittleton, Chief Administrative Officer