

PROVINCE OF QUEBEC
CITY OF BEACONSFIELD

BY- LAW BEAC-102
BY-LAW REGULATING THE MANAGEMENT OF WASTE MATERIALS
CONSOLIDATED

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(BEAC-102-1) 2018-03-26

Adopted at the regular meeting of Council
held on December 21, 2015



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At the regular meeting of the City of Beaconsfield's council, held at City Hall, 303 Beaconsfield Boulevard, Beaconsfield, Quebec, on Monday, December 21, 2015, at 8:00 p.m.;

WERE PRESENT: His Honour the Mayor Georges Bourelle and Councillors David Pelletier, Karen Messier, Wade Staddon, Pierre Demers, Roger Moss and Peggy Alexopoulos

WHEREAS Council has the right to enact by-laws for the peace, order and good government;

WHEREAS the City of Beaconsfield is committed to managing the waste materials generated on its territory in an environmentally respectful manner and to that end, by principle, the City of Beaconsfield recommends that all residents individually reduce waste by utilizing the other collection services and recycling services offered by the City to reduce waste sent to landfills;

WHEREAS Council has the right to enact by-laws to define what shall constitute waste management, to abate waste and to impose fines upon persons who may infringe, continue to infringe or allow infractions to the present by-law;

WHEREAS in the opinion of Council the existing by-law concerning the collection and elimination of waste materials is outdated and it is in the interest of the City and of its citizens that a new by-law be enacted for the above-mentioned reasons;

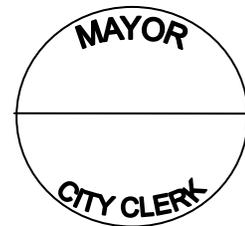
WHEREAS a notice of motion of the present by-law was given at the ordinary meeting held on Monday, November 23, 2015;

On motion given by K. Messier, seconded by D. Pelletier and UNANIMOUSLY RESOLVED:

THE COUNCIL OF THE CITY OF BEACONSFIELD DECREES AS FOLLOWS:



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1 DECLARATORY AND INTERPRETATIVE PROVISIONS

1.1 TITLE OF BY-LAW

This by-law is entitled “By-law regulating the management of waste materials”.

1.2 APPLICATION

The City’s Director General, Director of Public Works, Director of Urban Planning and Municipal Patrol and their representatives shall be responsible for the coordination, application and enforcement of this by-law.

1.3 DEFINITIONS

Waste materials are comprised of various residues, many of which can be revalued either by reuse, recycling, or composting. In this By-law, unless the context indicates otherwise, the following definitions apply:

“Automated collection” (*collecte robotisée*): collection using an automated system that mechanically performs the lifting, emptying and depositing of a bin. No bags or materials placed outside the bin are collected;

“Back-load container” (*conteneur à chargement arrière*): metal container with a cover which is weather-resistant and animal-resistant designed for the disposal of waste with a capacity of 1.5 to 6 m³, with handles on both sides, which must not be filled higher than its sides, and which can be collected using a back-load collection truck;

“Bin lift” (*levée de bac*): action of emptying the materials in the bin by automated collection. Lifts of bins equipped with a transponder are recorded by property;

“Blue bin” (*bac bleu*): blue plastic container on wheels designed for the disposal of recyclable materials approved by the City, with a capacity of 120, 240, or 360 litres for a residential building and with a capacity of 360 litres for a commercial or multi-dwelling residential building, filled no higher than its sides. The blue bin is supplied by the City, has a serial number and the City logo and remains the property of the City;

“Bulky material” (*encombrants*): large items which can be recycled or which cannot be placed in a bin with the lid closed, such as mattresses, carpets, boxes, sinks, toilets, hot water tanks, baths, large household electrical appliances and furniture. “Bulky materials” excludes car parts, scrapped cars, branches, logs, firewood, and all loose materials stacked in bulk. In case of disagreement about whether an article should be collected or not, the Director's decision is final;

“City”: the City of Beaconsfield;

“Collection” (*collecte*): action of collecting all the waste at the edge of the pavement, sidewalk, curb or shoulder of a street or other area according to established practice and approved by the Director, and of loading the contents into trucks;

“Collection days” (*jours de collecte*): days in the week designated by Council resolution, from time to time, for the collection of waste material;

“Collector” (*éboueur*): a person or firm employed by the City for the purpose of collecting waste material;



“Container” (*contenant*): recipient such as the blue or grey bin supplied by the City, bin or box made of metal, plastic or cardboard, paper bag;

“CRD” (*CRD*): material from the construction, renovation and demolition (CRD) of residential buildings, for work carried out by the occupants of residential buildings placed in a container (other than the blue bin), or any other debris tied together allowing for safe manual handling. "CRD" material includes: timber; gypsum; ferrous and nonferrous metals; asphalt shingles; large plastic or cardboard packaging; doors and windows, vinyl coating; hard plastics; bricks and unistone placed in containers. "CRD" excludes demolition debris and work carried out by contractors; sharp or dangerous objects for collectors; tires; sand, concrete paver slabs, stone, soil, asphalt and concrete residues; and all materials stacked in bulk. In case of disagreement about whether an article should be collected or not, the Director's decision is final;

“Director” (*directeur*): person serving as a Director of the City and his or her delegates;

“Electronic material” (*résidus électroniques*): computer hardware such as CRT monitors or flat screens, printers, desktop computers, servers, laptops, scanners, mouse and keyboards; communication devices such as cellphones, landline phones and portable phones; office equipment such as copiers and fax machines; domestic appliances such as televisions, DVD and VHS players, radios, and in general, all equipment accepted by the Electronic Products Recycling Association (EPRA Quebec);

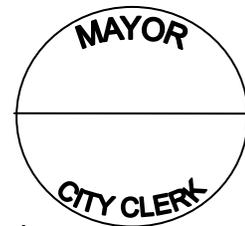
“Food residue for industrial composting” (*matières alimentaires pour compostage industriel*): Organic compostable materials in industrial installations and refused in household composters: meat, fish and bones; fats, sauces, cheeses, dairy products. Food oils should be disposed of with the household hazardous waste;

“Garbage” (*ordures*): waste material from a unit of occupancy, which cannot be recycled and which is destined for landfill. Garbage excludes: recyclable materials, green residue, tree residue, bulky materials and CRD, electronic materials, batteries, mercury lamps, household hazardous waste, tires, Christmas trees and all other waste material collected by the City.

“Grasscycling and leaf mulching” (*herbicyclage et feuillicyclage*): recycling of dead leaves or grass by leaving the leaf debris or grass clippings on the lawn when mowing

“Green residue” (*résidus verts*): compostable materials from plant remains, from green space maintenance and from pruning of hedges. This includes grass; dead leaves, plants and other plant residues (coniferous needles, hedge clippings, weeds, etc.); bark, shavings, sawdust; residues from the garden, residues from fruit trees; houseplants including potting soil and twigs. "Green residue" excludes food residue; recyclable materials; plastics; clothing; animal litter and excrements from domestic animals or humans; paint, oil and other household hazardous waste; pieces of wood and branches; branches tied in bundles; tree trunks, stumps; rocks, earth, pebbles and stone; dead animals;

“Grey bin” (*bac gris*): plastic container on wheels, designed for the disposal of waste approved by the City, with a capacity of 120, 240, or 360 litres for a residential building and with a capacity of 360 litres for a commercial or multi-dwelling residential building, filled no higher than its sides. The grey bin is supplied by the City, has a serial number and the City logo and remains the property of the City;



“Household composter” (*composteur domestique*): receptacle which can receive organic material for composter and serves to create household compost;

“Household electrical appliance” (*appareil électroménager*): large electrical appliance of a household nature, such as a refrigerator, stove, dishwasher, hot water tank and other like appliance;

“Household hazardous waste” (*résidus domestiques dangereux*): any substance, which, by reason of its properties, presents a danger to health or the environment and which corresponds to the definition of corrosive, toxic, flammable, radioactive or oxidizing as provided in the Environment Quality Act, as well as any substance or object treated as a hazardous material;

“Inspector” (*inspecteur*): municipal civil servant responsible for carrying out inspections.

“Occupant” (*occupant*): natural person or legal person who occupies a unit of occupancy, his representative or his building manager;

“Organic material” (*matières organiques*): green residue, waste from trees or shrubs, organic material for composter, food residue for industrial composting;

“Organic material for composter” (*matières organiques pour composteur*): waste materials of plant origin, with the exception of oils, such as: green residue; fruit and vegetable residue, bread, pasta, legumes, crushed eggshells; coffee filters and coffee grounds, tea and herbal tea bags and leaves, dead leaves, twigs, straw; shavings, pellets and sawdust; newspaper (black ink only), cardboard egg boxes. Rejected materials: meat, fish and bones; fats and oils, sauces, cheeses, dairy products; animal feces; sick plants and sick leaves;

(BEAC-102-1, sec. 2)

“Public property” (*propriété publique*): streets, alleys, squares and public places, including sidewalks, medians, stairs, off-street bike paths, excess right-of-way of the public road, watercourses, parks and public gardens

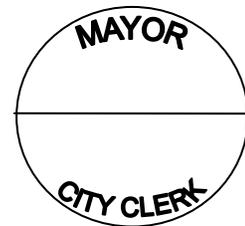
“Recyclable material” (*matières recyclables*): recipient, packaging, printouts, newspapers or other recyclable materials accepted in the recycling collection according to RECYC-QUEBEC’s chart for “accepted materials in recycling bins”;

“RFID technology” (*technologie RFID*): wireless reading technology of identification markers (transponders) by radio frequency;

“Transponder” (*transpondeur*): identification marker comprised of an encapsulated microchip, readable at a distance by RFID technology. The transponder affixed to a bin links it to a property;

“Unit of occupancy” (*unité d’occupation*): a room or suite of rooms used or destined to be used as a residence or for commercial, institutional or industrial activities;

“Waste material” (*matières résiduelles*): all abandoned materials or materials destined to be abandoned. More specifically, waste material includes recyclable materials, organic materials, bulky materials and CRD, electronic materials, household hazardous waste and garbage;



2 WASTE MATERIALS

2.1 WASTE COLLECTION SERVICE

The City offers a waste collection service for materials generated by units of occupancy within its territory. Subject to the terms and conditions contained in this by-law, the City shall collect recyclable materials, green residue, branches, bulky materials and CRD, garbage and items eligible for special collection services. The collection of waste materials is carried out according to the day and schedule determined by Council resolution.

2.2 OBLIGATIONS FOR AN OWNER OR OCCUPANT

Every property owner or occupant in the City shall promptly remove or place for removal all waste material which must be removed from the said property which he owns or occupies, in accordance with the provisions of this by-law. Every owner or occupant must ensure that he has separate regulation containers for waste material collection. Any private truck or vehicle carrying waste material shall be covered in such manner that the contents will not spill.

2.3 OBLIGATIONS FOR A MULTI-DWELLING RESIDENTIAL BUILDING OWNER

Every owner of a multi-dwelling residential building shall maintain and keep located at all times, on the premise, sufficient separate regulation containers for waste materials to allow any occupant using the premises to comply with this by-law. Every owner of a multi-dwelling residential building shall ensure that instructions regarding the collection of waste materials are posted in locations visible to any occupant residing in the building.

Every owner of a property containing more than one dwelling unit shall be responsible for any infringement of this by-law occurring upon his property whether or not such owner was the occupant of the property at the time the infringement occurred.

2.4 SETTING OUT OF WASTE MATERIALS IN A DESIGNATED CONTAINER

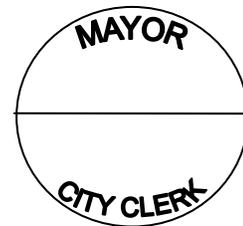
It is specifically prohibited to dispose of any waste material in a container other than the designated container for this material, which container shall exclusively be used for the storage of the waste material for which it is designated under the by-law.

For example, green residue cannot be placed in plastic bags and garbage must be placed exclusively in the grey bin.

Pruning residues from trees and shrubs may not be included in the recyclable material, green residue, bulky material, CRD or garbage collections.

2.5 INTERRUPTION OF SERVICES BY CITY

The City reserves the right to interrupt its collection for any unit of occupancy where waste materials are not stored, placed or sorted according to this by-law.



2.6 MAINTENANCE OF CONTAINERS

No one shall set out any waste material in a container that is not in good working order. It shall be the responsibility of the owner or occupant of a unit of occupancy to ensure that all containers and the space where they are placed or stored is properly maintained and cleaned regularly, particularly to prevent the accumulation of waste material, or the presence of any insect, rodent, vermin or noxious odour.

3 RECYCLABLE MATERIALS

3.1 OBLIGATIONS FOR COLLECTION

Recyclable materials will only be collected if stored and placed in accordance with the present by-law. They will not be collected if the designated blue bin contains materials other than recyclable materials.

For collection purposes, the recyclable materials must be prepared as follows:

- cardboard must be reduced in order to be included inside the blue bin used for the collection or be placed with CRD
- glass, metal and plastic packaging must be emptied of all contents, cleaned, rinsed and with caps or lids removed

3.2 CONTAINERS

For collection purposes, recyclable materials must be placed exclusively in the following containers:

- a blue bin designated for buildings which are served by automated collection
- a container for the buildings which are not served by automated collection

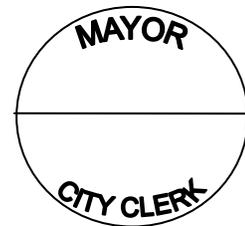
Excluding commercial, institutional, industrial and multi-dwelling buildings served by container, a designated blue bin will be distributed to all units of occupancy. Owners of single family residences must select a size, from three dimensions: 120 L, 240 L or 360 L. For multi-dwelling, commercial, industrial or institutional buildings served by the automated collection, the number of 360 L blue bins to be distributed will be determined by the director or his representative.

Each commercial or industrial establishment is limited to three (3) blue bins of 360 liters, or 1080 liters. Any commercial or industrial establishment that generates recyclable materials in excess of the amount provided under this section is not entitled to municipal collection services and must be served by a private collection

The blue bin is and remains the property of the City of Beaconsfield. It must not, under any circumstances, be removed from the property to which it is assigned. The occupant or property owner is responsible for the blue bin. Should damage occur to a blue bin which is not attributable to collectors, loss, fire or vandalism, the owner or occupant must pay the replacement costs.

Any recyclable materials, whether compliant or non-compliant, which are placed elsewhere than in the designated blue bin will not be collected.

The City does not offer a collection for recyclable materials for multi-dwelling, institutional, industrial and commercial buildings that are not served by a designated blue bin.



4 ORGANIC MATERIALS

4.1 TYPES OF ORGANIC WASTE MATERIALS

The following categories represent organic waste materials:

- green residue
- branches and shrubs
- Christmas trees
- organic material for composter
- food residue for industrial composting

4.2 GREEN RESIDUE

Green residue will only be collected if it is stored and placed in accordance with the present by-law. Branches and shrubs are not accepted in the green residue collection.

During green residue collection, the following requirements apply:

- a) food residue for industrial composting and organic material for composter are permitted on condition that they are placed in a bin (40 L or more) having a fully closed lid. Using a container other than a bin (40 L or more) having a fully closed lid is prohibited.
- b) green residue can be placed in a paper bag, a container or a bin as provided in paragraph a).

The recipient (bag, container or bin) should not contain more than 150 liters or weigh more than 25 kg and must not be filled higher than its sides. When a bin on wheels destined for automated collection is used, the contents cannot weigh more than 35 kg.

The usage of a blue bin is prohibited.

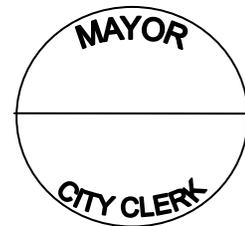
No plastic bag (whether biodegradable or not) will be collected.

(BEAC-102-1, sec. 3)

4.3 BRANCHES AND SHRUBS

Branches and shrubs of a diameter not exceeding 15 centimetres may be collected separately according to a schedule determined from time to time. Branches and shrubs should be placed curbside no later than 7:00 a.m. on the first day of the collection specifically set for this purpose. Branches and shrubs should be placed perpendicular to the land, with the largest end at the curb of the street.

Roots, stumps, or trunks will not be collected. A resident may request a special collection for these residues. A fee is charged according to size of the pile and required chipping time as provided in the City's by-law on tariffs.



Tree residues, including branches, from tree felling are not accepted during branch collection. The owner or occupant of any building is responsible for removing or arranging for the removal and transport of all residues from tree felling to an appropriate treatment center.

4.4 CHRISTMAS TREES

During the month of January, Christmas trees can be brought to the Public Works' drop off site or to a designated park chalet. All lights and decorations, including garlands, must be removed. The Christmas tree cannot be placed in a plastic bag. The Christmas tree can also be placed at curbside during branch collection. It is prohibited to place a Christmas tree curbside before spring branch collection. Christmas trees will not be collected during garbage collection.

4.5 ORGANIC MATERIAL FOR COMPOSTER

Compostable materials should be disposed of in a composter provided for this purpose. Only organic materials of plant origin, excluding oils, can be placed in the composter. Once compost is ready, it should be placed on the private property.

(BEAC-102-1, sec. 4)

4.6 FOOD RESIDUE FOR INDUSTRIAL COMPOSTING

Food residue for industrial composting must be disposed of with garbage or with green residue in accordance with the requirements of section 4.2.

(BEAC-102-1, sec. 5)

4.7 GRASSCYCLING AND LEAF MULCHING

Placing grass clippings or leaf debris in a container destined for a recyclable material or garbage collection is prohibited. Bringing grass clippings to the Public Works' drop off site is also prohibited.

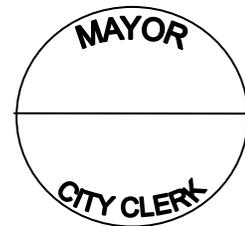
In order to reduce the amount of green residue which must be collected and transported to a composting site, the City strongly recommends that residents adopt grasscycling and leaf mulching practices while conducting lawn maintenance work.

5 BULKY MATERIALS AND CRD

5.1 OBLIGATIONS FOR COLLECTION

Bulky materials and CRD will only be collected if they are stored and placed in accordance with the present by-law.

Unwanted bulky materials and CRD are collected curbside on the condition that the weight of each residue does not exceed 25 kg and that the dimensions do not exceed 1.80 meters by 1.20 meters. If a container or paper bag is used, the container or bag should not contain more than 150 liters or weigh more than 25 kg and must not be filled higher than its sides. If a bin destined for automated collection is used, the contents cannot weigh more than 35 kg. The usage of a blue bin is prohibited. No plastic bag (whether biodegradable or not) will be collected.



Bulky materials and CRD must be placed away from garbage and recycling, and stacked in an orderly and safe manner. Bulky materials and CRD must be placed in containers, with the exception of large pieces which may be collected manually. Pool, spa and other filters must be emptied of their sand content.

For curbside collection, the amount of bulky materials and CRD is limited to what can be loaded manually by one (1) collector in less than five (5) minutes.

No person shall deposit for collection a crate, box or other container with a door or lid, unless the door or lid has been removed beforehand.

Debris from demolition and from work carried out by contractors, sharp or dangerous objects for collectors, tires, stone, sand, soil, asphalt, slab and concrete residues and all materials stacked in bulk will not be collected.

Nails must be removed or folded so as to present no risk for collectors.

6 ELECTRONIC MATERIALS

6.1 OBLIGATIONS FOR COLLECTION

Electronic materials must only be disposed of according to the provisions of the present by-law.

Electronic materials cannot be stored and will not be collected at the curbside waste material collection.

6.2 COLLECTION POINTS

Recycling and disposal of electronic material is available at the following collection points:

- at a retail store if an equivalent new product is purchased
- at the Public Works' drop off site
- at the household hazardous waste collection
- at a charity if it is in good condition

7 HOUSEHOLD HAZARDOUS WASTE

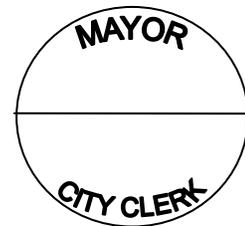
7.1 OBLIGATIONS FOR COLLECTION

Household hazardous waste must only be disposed of according to the provisions of the present by-law.

Household hazardous waste cannot be stored and will not be collected at the curbside waste material collections.

7.2 COLLECTION POINTS

Household hazardous waste is accepted at various designated sites throughout the City and in neighbouring cities on predetermined days. The following materials are not accepted at collection points: biomedical materials, products containing asbestos, compressed air containers, and contaminated soil.



8 GARBAGE

8.1 OBLIGATIONS FOR COLLECTION

Garbage will only be collected if it is stored and placed in accordance with this by-law. Garbage will not be collected if the container contains recyclable materials, green residue, tree residue, bulky materials and CRD, electronic materials, household hazardous waste, tires and Christmas trees. Garbage can be placed in plastic bags in the grey bin.

8.2 CONTAINERS

For purposes of collection, garbage must be placed exclusively in the following containers:

- a grey bin designated for buildings which are served by automated collection
- a container for the buildings which are not served by automated collection

Excluding commercial, institutional, industrial and multi-dwelling buildings served by container, a designated grey bin will be distributed to all units of occupancy. Owners of single family residences must select a size, from three dimensions: 120 L, 240 L or 360 L. For multi-dwelling, commercial or industrial buildings served by the automated collection, only 360 L grey bins will be distributed. A designated grey bin will be assigned to each property address with the help of a transponder.

The grey bin is and remains the property of the City. It must not, under any circumstances, be removed from the property to which it is assigned. The occupant or property owner is responsible for the grey bin. Should damage occur to a grey bin which is not attributable to collectors, loss, fire or vandalism, the owner or occupant must pay the replacement costs.

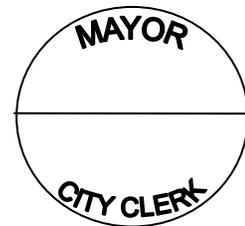
The City offers a garbage collection service for multi-dwelling, institutional, industrial and commercial buildings that are not served by a designated grey bin. This collection service is held the same day as the collection service for single-family buildings, by back load container only.

Any garbage, whether compliant or non-compliant, which is placed elsewhere than in the designated grey bin or back load container will not be collected.

A designated grey bin must not be filled higher than its sides and must not contain more than:

- 35 kg of garbage in a 120-liter bin
- 50 kg of garbage in a 240-liter bin
- 60 kg of garbage in a 360-liter bin

Each commercial or industrial establishment is limited to three (3) grey bins of 360 liters, or 1080 liters. Any commercial or industrial establishment that generates garbage in excess of the amount provided under this section is not entitled to municipal collection services and must be served by a private collection



8.3 GREY BIN LIFT

The grey bin is equipped with an RFID transponder which links it to the assigned property. A reading is recorded each time the grey bin is lifted. The frequency at which the collection service is used is automatically associated with the corresponding property.

Properties subject to incentive tariff will be invoiced partially based upon the number of lifts carried out annually. It is therefore essential to indicate, upon receiving the grey bin, the corresponding property address on the grey bin assigned to the property. The grey bin cannot be exchanged with another owner. Except in the case of a sale of property, the bin size can be changed once a year, at the end of autumn. Modification requests must be addressed to Public Works as of October.

9 DROP OFF SITE

9.1 PUBLIC WORKS' DROP OFF SITE

The City provides its residents with a drop off site for certain residues, located at Public Works. Access is reserved for residents of the City upon presentation of proof of residency (driver's license, invoice, etc.).

9.2 ACCEPTED MATERIALS

Excluding garbage, recyclable materials and household hazardous waste, the following materials can be brought to the Public Works' drop off site, subject to usage fees if applicable:

- Bulky materials and CRD (excluding asphalt shingles)
- Electronic waste, batteries and lamps
- Light vehicle tires without rims and rims (without tires)
- Branches, logs and stumps (from October 1 to March 14)
- Green residue (excluding grass clippings, fallen leaves in autumn only)
- Earth and rocks (maximum 3 cu. yards)

9.3 FEES

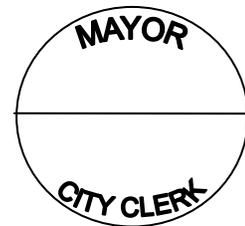
A total of 5 free accesses are authorized per residential address per year (excluding branches, electronic waste, batteries and lamps). Fees apply for additional accesses.

10 SPECIAL COLLECTION

When the person in charge of a residential building must dispose of materials which are not normally collected by ordinary collections or if the free branch collection was missed, the special collection service can collect the materials approved by the Director upon request. Fees for such collection are payable beforehand by the person making such a request, according to the nature and quantity of materials to be collected.

The materials in question must be placed at curbside. The weight of each residue must not exceed 25 kg and the dimensions must not exceed 1.80 meters by 1.20 meters. The City reserves the right to refuse to collect such material if it is mixed with materials other than those authorized beforehand.

If refused, the material shall:



- i. be removed immediately by the person in charge or the contractor
- ii. be placed, as the work progresses, in an adequate container located on the site
- iii. not, in any case, be permitted to accumulate on a site

11 STORAGE OF WASTE MATERIALS

11.1 MULTI-DWELLING RESIDENTIAL BUILDING AND COMMERCIAL ESTABLISHMENT

Waste materials shall be kept inside or outside the building in an appropriate container stored in an area reserved for this purpose or in a room dedicated for waste materials which complies with the following conditions:

- i. It is built of non-combustible materials with a fire resistance of at least two (2) hours, including the doors which themselves are in accordance with the requirements of the Canadian National Building Code and the Régie du Bâtiment du Québec;
- ii. It is used exclusively for the storage of waste materials between two collections;
- iii. The surface of the floor, walls and ceiling is non-porous and washable;
- iv. It is connected to a water retention reservoir which complies with the provincial plumbing code;
- v. It is ventilated to eliminate odours, except if it is refrigerated
- vi. Its area is sufficient to store waste materials between two collections
- vii. It is equipped with an automatic fire extinguishing system which complies with the requirements of the City's fire prevention by-laws and the Canadian National Building Code

This area or, as the case may be, this room, shall be cleaned regularly, particularly to prevent the accumulation of waste material, or the presence of insects, rodents, vermin or noxious odour.

11.2 STORAGE IN A RESIDENTIAL BUILDING

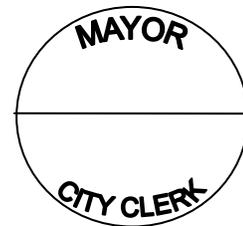
For a residential building, any waste material must be kept indoors, or outdoors provided that it is kept at all times in a tightly covered container.

11.3 PESTS AND VERMIN

Any owner or occupant must ensure that waste material is stored on their premises and contained in a manner that protects it from any rodent, vermin, pest and any other disturbance.

11.4 DISPERSAL OF WASTE MATERIALS IN THE ENVIRONMENT

The owner or occupant of any unit of occupancy is responsible for keeping waste materials in their respective container so as to prevent their dispersal into the environment. The owner or occupant is responsible for collecting any waste material that has fallen out of the containers on public or private property.



11.5 COMMERCIAL ESTABLISHMENT

A commercial or industrial establishment may elect to enter into a separate agreement with a service provider for the removal of recyclable materials and garbage. Such an agreement must state that the service provider must execute its collection on designated days during specified collection hours and that any waste material will be transported to an appropriate treatment center located outside of the City.

12 WASTE MATERIAL COLLECTION

12.1 COLLECTION HOURS

Collection of waste materials shall take place between 7:00 a.m. and 10:00 p.m., except on statutory holidays specified by the City.

No collection of waste materials shall take place before 7:00 a.m.

12.2 COLLECTION DAYS

The frequency and days of the collection of waste materials shall be determined by Council.

12.3 COLLECTION ON STATUTORY HOLIDAYS

No collection will take place on the following holidays, if they occur on a collection day:

- New Year's Day
- Saint Jean Baptiste's Day
- Christmas Day

A collection thus cancelled will be rescheduled to another date through public notice.

12.4 DISPOSAL OF WASTE MATERIALS

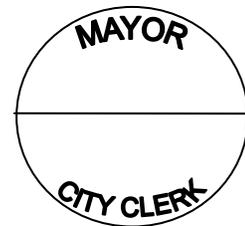
Every owner or occupant of a unit of occupancy is responsible for placing any container destined for collection outside, in front of the unit of occupancy, as close as possible to the edge of the sidewalk or roadway, so as to make it accessible to the collectors. The container shall not be placed on the sidewalk, in the street or other public space. The container must be accessible to the collectors at all times and during all seasons.

Any container placed for collection must be placed in an upright position with the lid closed, the front of the container facing the street, with the wheels facing the unit of occupancy.

It is forbidden to place any container destined for collection curbside before 9:00 p.m. on the day preceding the next scheduled collection. All containers shall be removed by the owner or occupant of the property in front of which they are placed no later than 11:00 p.m. on the collection day.

13 DISPOSAL OF VARIOUS OBJECTS

Anyone who wishes to dispose of explosives or explosive weapons such as dynamite, black powder, rockets, firecrackers, ammunition or grenades, should contact the Montreal Police Department.



Anyone who wishes to dispose of a dead animal should contact Public Works. Owners or occupants are responsible for the removal and disposal of dead animals on their property.

The owner or occupant of any building is responsible for removing or arranging for the removal and transport of waste materials that City collectors are not obliged to collect, to an appropriate treatment facility, at their expense.

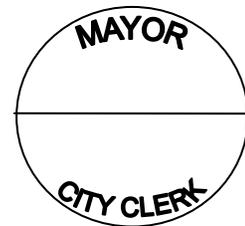
14 INFRINGEMENT

In addition to the prohibitions provided in the sections above, it is prohibited:

- i. to rummage through waste materials which have been placed for collection;
- ii. to dispose of waste materials on public property or a vacant lot;
- iii. to dispose of waste materials in a waste basket on the street, in a park or other public property, other than small refuse or recyclable materials of a passer-by;
- iv. to dispose of waste materials in a bin, a container or recipient belonging to another person without their approval;
- v. to dispose of household hazardous waste with curbside waste material collections;
- vi. to throw waste materials, including household hazardous waste in the sewers;
- vii. to place garbage, or allow garbage to be placed in bins designated for recyclable materials;
- viii. to place garbage or recyclable materials, or allow these to be placed in designated containers for green residue; for the application of this prohibition, the term "garbage" does not include organic material for composter and food residue for industrial composting, subject to the requirements of section 4.2;

(BEAC-102-1, sec. 6)

- ix. to place recyclable materials, or allow recyclable materials to be placed in bins designated for garbage;
- x. to place waste materials in corridors, staircases and non-designated areas by the owner;
- xi. to modify or alter a grey bin, a blue bin or the serial number or City logo on a bin;
- xii. to dispose of, or allow the disposal of, items other than garbage for the garbage collection;
- xiii. to dispose of, or allow the disposal of, items other than recyclable materials for the recyclable materials collection;
- xiv. to dispose of, or allow the disposal of, items other than bulky materials and CRD for the bulky materials and CRD collections;



- xv. to dispose of, or allow the disposal of, items other than green residue in containers designated for the green residue collection, except for organic material for composter and food residue for industrial composting as long as the requirements of section 4.2 are met.

(BEAC-102-1, sec. 7)

15 PENALTIES

15.1 FINES

Any person who contravenes any provision of this by-law is liable to a minimum fine of \$100 and a maximum fine of \$1,000 if the offender is a natural person or \$2,000 if the offender is a legal person, plus costs. In the case of a subsequent offense, the offender shall be liable to a maximum fine of \$2,000 if the offender is a natural person or \$4,000 if the offender is a legal person.

If the infringement continues, the offender shall be liable to the above-mentioned fines and penalties, cumulative daily, until the infringement ceases.

Any duly authorized representative of the City may at all times enter any building or premise, at a time deemed reasonable, for the purposes of enforcing this by-law.

15.2 SUSPENSION OF COLLECTION SERVICES

Any person who commits an act prohibited under this by-law or contravenes any other provision of this by-law is guilty of an offence and upon conviction, is subject to the suspension of any or all collection services provided by the City in this by-law until the person demonstrates to the City that he or she is in compliance with this by-law. In the event the City suspends any or all collection service in accordance with this by-law, the affected owner shall obtain a private collection service during the period for which the City collection service is suspended, at the same or greater frequency at which the service was provided prior to its suspension.

16 REPEALING OF BY-LAW

By-law BEAC-048 and all its amendments are hereby repealed.

17 COMING INTO FORCE

This by-law comes into force according to the law.

MAYOR

CITY CLERK