



THE CORPORATION OF THE TOWN OF INGERSOLL

BY-LAW NO. 09-4495

Being a by-law to regulate large article waste pickup

WHEREAS the Municipal Act, 2001, S.O. 2001, Chapter 25 provides in Part II and Part III that a lower tier municipality may pass by-laws respecting matters of Waste Management;

AND WHEREAS the Municipal Act, 2001 S.O. 2001, c. 25 provides in Section 9-11 and Section 391 for the municipality to impose fees and charges;

AND WHEREAS the County of Oxford establishes the general regulations for large article collection within the County of Oxford

AND WHEREAS the Town of Ingersoll desires to further regulated the large article collection

NOW THEREFORE the Council of the Corporation of the Town of Ingersoll enacts as follows:

(1) DEFINITIONS

- 1.1 Acceptable large item means items identified as furniture, tables & chairs, toilets & sinks, mattresses, carpet (must be rolled and tied) and similar large items that are not part of regular garbage collection
- 1.2 Collection week/zone means from the Monday to Friday of the zone identified on Schedule 'A' to this by-law.
- 1.3 Construction debris means discarded material resulting from the erection, repair, demolition or improvement of land, buildings, structures or property.
- 1.4 Municipal Law Enforcement Officer means a Police Officer for the Municipality or a person appointed by Council for the Town of Ingersoll to enforce the by-laws of the Town.
- 1.5 Owner means an owner, lessee, or occupant of any property, grounds or yard in the Municipality, and for the purposes of multi-residential complexes may include;
 - (1) The person for the time being managing or receiving the rent of the land or premises in connection with which the word is used, whether on the person's own account or as agent or trustee of any other person, or who would receive the rent if the land and premises were let, and
 - (2) A lessee or occupant of the property who, under the terms of a lease is required to repair and maintain the property in accordance with the standards for the maintenance and occupancy of property.
- 1.6 Unacceptable large items include building/construction/demolition waste, yard waste, brush, stumps, household garbage or recycling, hazardous waste (oil, paint, pesticides,

propane tank), loose items (concrete, gravel and stone), tires, piles in excess of 2 cubic meters, white goods (appliances), scrap metal (bicycles, barbecues, any items mostly made of metal).

(2) GENERAL PROVISIONS

2.1 Deadline for deposit

- (a) No person shall set out any acceptable large article items for collection no **later** than 7:00am on the first day of their scheduled collection week/zone, as identified on Schedule “A”, attached hereto and forming part of this by-law
- (b) No person shall set out acceptable large article items for collection no **earlier** than sundown of the 9th day prior to their scheduled collection week/zone begins, as identified on Schedule “A”, attached hereto and forming part of this by-law

2.2 Not Collected

- (a) All items deemed to be unacceptable and not collected by the Town of Ingersoll, by the end of the designated collection week, shall be the responsibility of the property owner / tenant and are to be disposed of no later than 9 calendar days from the end of the collection week.
- (b) Failure to dispose of the unacceptable items within the 9 calendar days will result in the Town of Ingersoll of disposing of the unacceptable items for a fee, as outlined in Section 3 of this by-law.

(3) FEE

- 3.1 Any items removed pursuant to Section 2.2, shall be assessed a fee based on actual cost (i.e. wages, benefits, equipment and tipping fees) plus an administrative fee of \$20.00 representing the cost payable to the Town of Ingersoll for removal/disposal.
- 3.2 Late fee charges will be assessed in accordance with the municipality’s collection policy
- 3.3 The said fee may be adjusted annually on January 1st.
- 3.4 Failure to remit payment under Section 3.1, will result in the fee being added to the tax roll for the said property and collected in the same manner as municipal taxes.

(4) ADMINISTRATION

The provisions of this by-law shall be administered by a Municipal Law Enforcement Officer for the Town of Ingersoll or designate.

(5) SEVERABILITY

If any provision of this by-law is declared invalid for any reason by a Court of competent

jurisdiction, it is intended that such a provision shall be severed from the by-law and that the remainder of the by-law shall continue in full force and effect.

(6) ENACTMENT

This by-law comes into full force and effect on the date of passing.

READ a first and second time in Open Council this 13th day of July, 2009.

READ a third time and passed in Open Council this 13th day of July, 2009

Paul Holbrough, Mayor

Elaine Clark, Clerk

SCHEDULE 'A'

