

# RESORT VILLAGE OF MANITOU BEACH

## Refuse Bin Bylaw

---

### BYLAW 41-2024

1. **Purpose:** This is a Bylaw to establish allowances and best practices regarding refuse bins within the Resort Village of Manitou Beach. Further, to promote and maintain aesthetic qualities of a Resort Village, on Municipal and Private Land.

2. **Authority:** The Municipalities Act s. 8 (1).

3. **Definitions:**

Bin- means approved metal container of approximate 6-10 cubic yard size, to which automated collection by a service provider is attainable.

Business- the practice of making one's living by engaging in commerce within the Resort Village of Manitou Beach, a person's regular occupation, profession, or trade, full-time, part-time, seasonal, or otherwise.

Multi-Family Unit- a residential building containing more than one living unit. Examples: apartments, townhouses, duplexes, or condominiums.

Private User- Persons engaged in business activities, or in a multi-family unit, that have requested use of refuse bin on private property or municipal property.

Refuse- means garbage or waste, other than commercial cooking grease, organic material, recyclable material, special waste, unacceptable waste, or toxic waste.

4. **Private Refuse Bins on Municipal Land:**

- i. Require agreement & approval through the municipal office.
- ii. The Municipality reserves the right to deny any requests for additional refuse bins or apply a moratorium on placement of refuse bins on municipal land.
- iii. The Municipality requires compliance with regulations and will enforce the removal of non-compliant bins. Bins move to impoundment will be accessible at the cost of the private user.
- iv. The private user must abide by municipal instruction for placement of their refuse bin.
- v. The private user must work with other private users of the area to ensure cleanliness.
- vi. Private bins must be clearly label "PRIVATE". Private bins must be identified by business name on the front of the bin. Whether by laminate sticker, or magnet. No spray paint shall be allowed.
- vii. The Municipality shall be held harmless for any damages, or unauthorized use of the bin.
- viii. All private bins must have lids.
- ix. It is recommended that the private bins be secured with a locking device.
- x. The private user must ensure that bin tips are scheduled prior to the bins becoming full.
- xi. The private user shall be responsible for purchase and maintenance of refuse bin, and all associated costs. The Municipality shall incur zero cost associated with this agreement.

**5. Private Refuse Bins:**

- i. Private bins shall only be allowed on business premises or multi-family residents.
- ii. Private refuse bins may be subject to any terms and conditions imposed by the CAO.
- iii. Private bins must be in an enclosed area. The enclosed area must cover the refuse bin completely, with a gated front for removal access. The enclosure is to mimic fence construction.
- iv. The bin enclosure construction shall consist of wood fencing material, or similar type in a synthetic/composite material; neutral in colour. Materials and wood finishing must always be kept in good repair.
- v. Gates must remain firmly closed at all times, except during the designated periods for refuse removal and when it is necessary to add refuse to the bin.
- vi. The private user shall be responsible for purchase and maintenance of private refuse bin, and all associated costs.

**6. Fees, Charges, & Penalties**

- i. Fee: \$40.00 per bin placed on municipal land, per month. Billed once annually, January 1.
- ii. No refunds permitted for dis-continuance.
- iii. Penalty: Overfull bins on private & public property: \$50.00 per bin per day.
- iv. Penalty: Overfull bins with refuse that escapes onto neighbouring properties: \$100 per bin per day. *Clean up is the sole responsibility of the overfull bin user(s).* Also subject to littering offences from the Ministry of Environment.
- v. Penalty: Bin not approved but placed on municipal land, subject to \$50.00 per bin per day, until application is made and approved.

**7. Failure to Comply**

A conviction for an offence of failing to comply with an order does not relieve the person/business convicted, from complying with the order. The convicting judge, CAO, or Bylaw Enforcement Officer, in addition to any fine imposed, may order the person to do any act of work within a specified period, to comply with the order with respect to which the person was convicted.



Mayor



Administrator



Resolution 2024-0074

Read a third time and adopted

This 18<sup>th</sup> day of March 2024.