

TOWN OF BIRCH HILLS

BYLAW NO. 12 of 2025

A BYLAW TO PROVIDE FOR THE COLLECTION OF WASTE AND OTHER REFUSE WITHIN THE TOWN OF BIRCH HILLS

The Council of the Town of Birch Hills, in the Province of Saskatchewan, enacts as follows:

SHORT TITLE

1. This bylaw shall be referred to as the “Waste Collection Bylaw”.

DEFINITIONS

2. In this bylaw:
 - a) “Bulky Waste” means solid waste whose individual piece weight exceeds twenty-three (23 kg) kilograms or whose longest dimensions exceed one hundred and twenty (120 cm) centimeters;
 - b) “Occupied Commercial Location” means all occupied real property located in the Municipality which is not a residential dwelling location;
 - c) “Commercial Waste” means waste produced or generated on an occupied commercial location;
 - d) “Construction and Demolition Waste” means all waste materials from excavation, building construction, building repair or alteration, debris from any building removed, destroyed by fire or any other cause;
 - e) “Residential Dwelling Unit / Occupied Residential Property” means:
 - i) Any single building situated on real property for which a separate certificate of title has been issued and which is principally used as a single-family dwelling unit;
 - ii) Any townhouse, condominium, or row housing units;
 - f) “Municipality” means the Town of Birch Hills.
 - g) “Occupant” means a person, who, alone or with others, is in charge of or possession of a premises.
 - h) “Owner” means a person who is the legal or beneficial owner of a premise.
 - i) “Residential Collectable Waste” means waste produced or generated on a residential dwelling location but does not include residential non-collectable waste.
 - j) “Residential Non-Collectable Waste” means waste produced or generated on a residential dwelling location from vegetation grown on the residential dwelling location, construction and demolition waste and bulky waste.

GENERAL REGULATIONS

3. All occupied residential properties shall be assigned (serial number specific) with one (1) residential garbage cart and one (1) residential recycling cart at no charge.

4. Occupied Residential properties requiring additional garbage carts or recycling carts shall make arrangements directly with the garbage / recycling provider and will be billed accordingly by the company.
5. Garbage will be picked up on a weekly basis on Wednesdays (schedules to be distributed annually and can be picked up at the town office); and Recyclables will be picked up on a bi-weekly basis on Tuesdays.
6. During the summer season, on the first Wednesday of every month (weather dependent) compost / garden refuse / branches will be picked by the Town crew.
7. Commercial properties with a portion of their property zoned residential, will be assigned (serial number specific) with one (1) garbage cart and one (1) recycling cart at no charge.
8. For commercial waste collection, each occupied commercial property / business will be provided with one (1) garbage cart, identified by a specific serial number, at no charge. Should the occupied commercial property / business determine that the standard cart does not meet its operational needs and requires a larger waste container, it will be the responsibility of the business to make the necessary arrangements directly with the waste provider and to assume all associated costs. In such cases, the Town will remove the garbage cart.
9. Commercial Waste and residential non-collectable waste in the Municipality may be collected by the owner or occupant of the property on which such commercial waste or residential non-collectable waste was produced or generated, or by an employee of the Municipality, or by any person or corporation who has contracted with the owner or occupant of the real property on which such commercial waste of residential non-collectable waste was produced or generated.
10. Except as otherwise provided in this Bylaw, no person shall place waste from a premise elsewhere than in the designated cart that comply with the requirements of this Bylaw.
11. All residential collectable waste and recyclable material shall be placed in the designated carts adjacent to the curb in front of the residence.
 - a. The owner or occupant of the premises shall place the garbage and recycling carts out for collection by 7:00 am on the morning of collection day and return them to their usual storage place on the day of collection.
 - b. The owner or occupant of a premises from which waste is to be collected shall place the cart with wheels against, or as close as possible to the curb, or in front of a snowbank. Carts must not be placed on the sidewalk or on a snowbank.
 - c. To ensure there is no issues in the collection, carts must be placed at least three (3) feet away from any parked vehicle. Carts that are not positioned correctly, will not be serviced and must be returned your property until the next scheduled pickup.
 - d. All waste must be contained inside the cart, with the lid properly closed.
 - e. No person shall place any explosive or highly flammable waste in any cart for collection.

- f. No person shall place for collection or bundle, package or other material beside a waste cart
- g. No person shall remove or use the garbage or recycling carts assigned to another property, whether that property is occupied or vacant.

12. Where a commercial container is used, it must be placed on firm, level ground and be accessible for collection and disposal by the Container Waste Collection Contractor.

13. The Town of Birch Hills will not provide collection for any of the following or similar items, unless a special town-wide collection is authorized by Council:

- a. Discarded furniture, discarded automobile parts, including tires, and other private vehicles and household equipment;
- b. Fences, gates and other permanent and semi-permanent fixtures on the premises;
- c. Building materials and building waste;
- d. Dead animals;
- e. Hazardous waste;
- f. Dirt, rocks, cement, bricks and tires.

14. Any person carrying out the construction or alteration of any building or structure shall:

- a. Be responsible for the disposal of all refuse resulting from the construction or alteration;
- b. Place all refuse and litter into a suitable container as to prevent it from blowing around;
- c. On completion of the construction or alteration, clear the grounds on which the construction or alteration was made.

15. Penalty:

- a. Any person who contravenes any provision of Section 13 of this bylaw is guilty of an offence and liable on summary conviction to a fine:
 - a. For the first offence - \$150.00;
 - b. For a second offence - \$250.00; and
 - c. Notwithstanding subsection (a) and (b) of this section, where an officer issues a summary ticket for a violation of this Bylaw, that officer may enter on the ticket, the amount of \$150.00 or \$250.00 for a second offence, which, if paid within the time prescribed, will be accepted a guilty plea to that offence.

16. General Penalty

- a. Any person who contravenes, neglects, omits or fails to comply with any provisions of this Bylaw is guilty of an offence and liable on summary conviction, to a fine not exceeding two-thousand dollars (\$2,000.00) for individuals, or five-thousand dollars (\$5,000.00) for businesses.
- b. Where a contravention, refusal, neglect, omission or failure to comply for more than one (1) day, the person is guilty of a separate offence for each day that it continues.

- c. The payment of fines and penalties shall not relieve the person from compliance with this Bylaw and shall not relieve the person from the payment of any rates, charges, expenses otherwise payable or from the discontinuance of services herein provided for.

17. Bylaw No. 16 of 2022 is hereby repealed.

18. This bylaw shall come into force on the date of its final passing.

Introduced and read a first time this 22nd day of October, 2025.

Read a second time this 26th day of November, 2025.

Read a third time and adopted this 14th day of January, 2026.



Mayor

Administrator

Certified a true copy of Bylaw No. 12 of 2025
Adopted by Council on the ____ day of
_____, 2026.

Administrator