

THE CORPORATION OF THE CITY OF GUELPH **[Office Consolidation]**

By-law Number (2019)-20392

A By-law to provide for the management of waste within the City of Guelph, and to repeal By-law Numbers (2011)-19199 and (2012)-19498. **[Amended by By-laws (2019)-20423, (2021)-20562, (2022)-20702, (2025)-20995]**

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WHEREAS Subsection 10(1) of the *Municipal Act, 2001*, S.O. 2001, c. 25 authorizes a single-tier municipality to provide any service that the municipality considers necessary or desirable for the public;

AND WHEREAS the City considers the management of waste as necessary or desirable for the public;

AND WHEREAS Subsection 10(2), paragraph 7 of the *Municipal Act, 2001* authorizes a single-tier municipality to pass By-laws respecting services that the municipality is authorized to provide under Subsection 10(1);

AND WHEREAS Subsection 8(3), paragraphs (a) and (b) of the *Municipal Act, 2001* provide that a By-law under Section 10 respecting a matter may regulate or prohibit respecting the matter and may require persons to do things respecting the matter;

AND WHEREAS Section 127 of the *Municipal Act, 2001* further authorizes a local municipality to prohibit the depositing of refuse on land without the consent of the owner or Occupant of the land, and to define "refuse" for this purpose;

AND WHEREAS Section 128 of the *Municipal Act, 2001* authorizes a local municipality to prohibit and regulate with respect to public nuisances, including matters that, in the opinion of council, are or could become or cause public nuisances, and provides that the opinion of council, if arrived at in good faith, is not subject to review by any court;

AND WHEREAS City Council has determined that waste which is in such a condition that it can be blown in the wind, allows odour to escape, is likely to attract animals, including, but not limited to, insects or birds, or presents a health, safety or fire risk, is, or could become or cause a public nuisance;

AND WHEREAS Subsection 446(1) of the *Municipal Act, 2001* provides that if a municipality has the authority under a By-law to direct or require a person to do a matter or thing, the municipality may also provide that, in default of it being done by the person directed or required to do it, the matter or thing shall be done at the person's expense;

AND WHEREAS the O. Reg. 391/21: Blue Box, made under the Resource Recovery and Circular Economy Act, 2016, S.O. 2016, c. 12, Sched. 1, assigns responsibility for blue box material to producers, with transition in the City of

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Guelph occurring on January 1, 2025 as per the Blue Box Transition Schedule made available on the Resource Productivity and Recovery Registry;

**THEREFORE THE COUNCIL OF THE CORPORATION OF THE CITY OF
GUELPH ENACTS AS FOLLOWS:**

INTERPRETATION

1. For the purposes of this By-law, the following terms shall have the corresponding meanings:
 - (a) **"By-law"** means, unless another by-law is specified, this by-law including any Schedules forming part of it, together with any amendments to this by-law or its Schedules;
 - (b) **"Cart"** means a wheeled Container of standardized colour, shape and size, provided by or approved by the Manager, and includes a Cart intended for Organics, a Cart intended for Recyclables and a Cart intended for Garbage;
 - (c) **"Certified Compostable Plastic Bag"** means a plastic bag that has been officially endorsed as compostable under a third party operated accredited certification program, in accordance with specified criteria, to the satisfaction of the Manager;
 - (d) **"City"** means The Corporation of the City of Guelph;
 - (e) **"City Waste Collection Service"** means the collection, removing or transporting of waste by or on behalf of the City, as described in this By-law;
 - (f) **"City Waste Collection Service Agreement"** means an agreement regarding waste collection between a Waste Generator or Property Owner and the City, in the form approved by the Manager, from time to time;
 - (g) **"City Waste Collector"** means a Person who, on behalf of the City, collects, removes, transports or disposes of waste;
 - (h) **"Clear Plastic Bag"** means a transparent and see-through, colourless plastic bag;
 - (i) **"Collection Point"** means that part of, or location near, a property which has been designated by the Manager for the setting out and collection of waste;

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- (iA) **"Communal Container"** means a Container designated by the City for the purpose of collecting waste from multiple Waste Generators in the Downtown Collection Area;
- (j) **"Container"** means a container that can contain waste provided or approved by the City;
- (k) **"Council"** means the municipal council of the City;
- (l) **"Downtown Collection Area"** means the area delineated in Schedule "A" to this By-law;
- (m) **"Dwelling Unit"** means a Dwelling Unit as defined in Section 3.1 of the Zoning By-law;
- (mA) **"Eligible Recyclables"** means blue box materials as defined in and regulated under the Regulation, and collected through a Regulated Blue Box Collection Service;
- (n) **"Front-end Bin"** means a Container capable of being emptied by a front-end loading collection vehicle and used for the storage and collection of Recyclables or Garbage;
- (o) **"Garbage"** means waste that is not compostable or reusable, and excludes Organics, Recyclables, Large Items and Non-collectable Waste;
- (p) **"Goods Exchange Day"** means a day, designated by the Manager, when Waste Generators occupying Dwelling Units may place usable, unwanted materials at Collection Points for removal by other members of the public;
- (q) **"IC&I Property"** means an industrial, commercial, and/or institutional property or an industrial, commercial, and/or institutional unit in a mixed use property;
- (r) **"Institutional Property"** means a whole building used for a public or non-profit purpose, including religious, charitable, or welfare, by an organization, foundation or society, and may include but is not limited to such uses as a place of worship or community centre;
- (s) **"Large Item"** means a large or heavy manufactured article such as a stove, refrigerator, furnace, bed spring, mattress, furniture, box, barrel, water tank, or the like, generated at a

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Dwelling Unit, but excludes any item which cannot be safely lifted, moved or loaded into a collection vehicle by only one or two people without any lifting apparatus, and any item that would not safely fit into a collection vehicle without disassembly;

- (t) **"Large Item Ticket"** means the permission obtained under the User Fees By-law for the collection of a Large Item;
- (u) **"Manager"** means the Divisional Manager of Solid Waste Resources of the City, or any successor position, or their designate;
- (v) **"Ministry of the Environment"** means the Ontario Ministry of the Environment, Conservation and Parks and any successor Ministry with responsibility for the environment, waste collection and waste disposal;
- (w) **"Multi-residential Property"** means a property, including, but not limited to, an apartment, row house, townhouse complex or condominium property, which contains six or more Dwelling Units;
- (x) **"Non-acceptable Waste"** means waste not acceptable for deposit at the Waste Resource Innovation Centre, as set out in Schedule "B" to this By-law;
- (y) **"Non-collectable Waste"** means waste that is not collectable as part of the City Waste Collection Service, and includes Non-acceptable Waste and the items specified in Schedule "C" to this By-law;
- (yA) **"Non-eligible Recyclables"** means waste capable of being recycled that is managed by the City outside of the Regulated Blue Box Collection Service as determined by the Manager from time to time;
- (z) **"Occupant"** means any Person apparently in occupation of property, or any portion thereof, or of a building or structure or any portion thereof;
- (aa) **"Officer"** means a By-law Enforcement Officer appointed by the City to enforce the provisions of this By-law, and a Police Officer of the Guelph Police Service;

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- (bb) **"Organics"** means solid, readily compostable, non-hazardous waste derived from plants or animals, including carbon compounds, and includes the items specified in Schedule "D" to this By-law;
- (cc) **"Outdoor Waste Storage Receptacle"** means a Container in which waste is stored outdoors;
- (dd) **"Paper Bag"** means a bag constructed of easily decomposable paper;
- (ee) **"Person"** includes an individual, partnership or corporation;
- (ff) **"Pet Waste"** includes waste produced by pets, pet litter and pet bedding, whether separate or intermingled;
- (gg) **"Power of Entry By-law"** means By-law Number (2009)-18776;
- (hh) **"Private Waste Collection Service"** means the collection, removing or transporting of waste by or on behalf of a Person other than the City;
- (ii) **"Property Owner"** means the registered owner of property, including leased premises, and the owner's agent, property manager, property developer or redeveloper, or any other Person having charge or control of the property;
- (jj) **"Property Standards By-law"** means By-law Number (2000)-16454;
- (kk) **"Public Lane"** means any lane designated by the Manager for use by collection vehicles;
- (ll) **"Recyclables"** means Eligible Recyclables and/or Non-eligible Recyclables;
- (mm) **"Refuse"** means waste which appears to have been abandoned;
- (nn) **"Refuse Constituting a Public Nuisance"** means Refuse and/or a Container that is in such a condition that it can be blown in the wind, allows odour to escape, is likely to attract animals, including insects or birds, impedes or threatens the safety of pedestrian or vehicular traffic, or presents a health, safety or fire risk;

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- (nnA) **"Regulation"** or **"O.Reg. 391/21"** means O. Reg. 391/21: Blue Box, made under the *Resource Recovery and Circular Economy Act*, 2016, S.O. 2016, c. 12, Sched. 1, as amended;
- (nnB) **"Regulated Blue Box Collection Service"** means a waste collection service intended to fulfil producer responsibilities to collect Eligible Recycling required under the Regulation;
- (oo) **"Reusable Yard Waste Container"** means a durable Container, but not a Cart or Front-end Bin, capable of being reused to contain Yard Waste;
- (pp) **"School"** means a whole building used for a public or private purpose with grades ranging from junior kindergarten to grade 12;
- (qq) **"Sharp Object"** includes broken glass, a razor or other blade, sewing needle, clinical glass, knife, scissors, straight razor, screw, nail, axe, hatchet, lawn mower blade and the like;
- (rr) **"Single-use Container"** means a plastic bag, Certified Compostable Plastic Bag, or Paper Bag capable of containing waste, together with any material used to bind or tie the waste, intended to be disposed of along with the waste it contains;
- (ss) **"Small Mixed-Use Building"** means a building containing six or less units with at least one residential Dwelling Unit and at least one other non-residential use permitted by the Zoning By-law, where the residential portion of the building has an independent entrance from the outside;
- (tt) **"Source Separation Program"** means a program to facilitate the separation of Organics, Recyclables, Garbage, Special Collection Waste and Non-collectable Waste at the source of generation;
- (uu) **"Special Collection Waste"** means waste collected under a program designated by the City for the Collection of Large Items, Yard Waste, or other types of waste as designated by the Manager;
- (vv) **"Traffic By-law"** means By-law Number (2002)-17017;
- (ww) **"User Fees By-law"** means By-law Number (2017)-20231;

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- (xx) **"Waste Collection Participant"** means a Waste Generator or Property Owner whose waste is collected under the City Waste Collection Service, including those whose Eligible Recycling is collected by a separate operator through the Regulated Blue Box Collection Service;
 - (yy) **"Waste Generator"** means any Person who generates waste and includes a Property Owner and an Occupant;
 - (zz) **"Waste Management Plan and Source Separation Commitment"** means a plan and commitment for separating waste, into Organics, Recyclables and Garbage, in form and substance approved by the Manager, from time to time;
 - (aaa) **"Waste Management Plan for a Special Event"** means a plan for managing waste at a special event, in form and substance approved by the Manager, from time to time;
 - (bbb) **"Waste Resource Innovation Centre"** means the facility operated by the City to receive, process and transfer waste from the public and commercial haulers, including a Public Drop-Off, a Transfer Station, a Material Recovery Facility, a Household Hazardous Waste Depot, and an Organic Waste Processing Facility;
 - (ccc) **"Yard Waste"** includes leaves, brush, branches, tree limbs (under 5 centimetres in diameter), hedge trimmings, woody plants including vines, rose bushes and the like; and excludes grass clippings, rocks, soil, sand, and the like;
 - (ddd) **"Zoning By-law"** means By-law Number (1995)-14864;
- 2. In this By-law, words importing the singular number shall include the plural and vice versa and words importing one gender (masculine, feminine or neuter) shall import the other genders, unless the context requires otherwise.
 - 3. If a court of competent jurisdiction declares any provision of this By-law to be invalid, illegal, unenforceable or of no force and effect, the remainder of this By-law shall continue in force and be applied and enforced in accordance with its terms to the fullest extent possible according to law.
 - 4. Any reference herein to any statute, regulation, by-law or other law shall be construed as a reference thereto as amended or re-enacted from time to time or as a reference to any successor thereto.

5. This By-law shall not be interpreted as exempting any Person from the requirement to comply with any other City by-law. In the event of conflict between the provisions of this By-law and any other City by-law, the provisions which are more protective of the environment shall apply.
6. Notwithstanding any other provision of this By-law, this By-law shall not apply to the City, and the City shall not be interpreted as an Occupant, Person, Property Owner or Waste Generator pursuant to this By-law.
7. For greater certainty, this By-law applies only to property and waste located within the geographic limits of the City.

RESPONSIBILITIES OF WASTE GENERATORS AND PROPERTY OWNERS

General

8. Every Waste Generator on, and every Property Owner of, property located within the geographic limits of the City, shall comply with, and ensure compliance with, all provisions of this By-law applicable to the Waste Generator's or Property Owner's property.
9. Every Property Owner shall at all times keep the Property Owner's property free and clear of Refuse Constituting a Public Nuisance.
10. Every Waste Generator on, and Property Owner of, a Small Mixed-Use Property or Institutional Property shall ensure that either a Private Waste Collection Service is retained for the collection of waste generated on the property, or a Waste Management Plan and Source Separation Commitment and Waste Collection Service Agreement are in place in respect of the property. Notwithstanding the foregoing, the collection of Eligible Recyclables from a Small Mixed-Use Property or Institutional Property may be provided through the Regulated Blue Box Collection Service.
11. Every Property Owner of a leased property shall:
 - (a) Designate, and identify to the Manager, an individual who shall be responsible for ensuring the management of Waste for such property; and
 - (b) Ensure that source separation instructions, provided by the Manager, are posted on such property.

Multi-residential Properties

12. Every Property Owner of a Multi-residential Property shall ensure that a City Waste Collection Service Agreement is retained in respect of collecting waste generated on that property, unless such Property Owner has entered into a Private Waste Collection Service in respect of the property. Notwithstanding the foregoing, collection of Eligible Recyclables from a Multi-residential Property may be provided through the Regulated Blue Box Collection Service under either of the above arrangements.
13. Every Property Owner of a Multi-residential Property, shall, regardless of whether the property was designed to accommodate City Waste Collection Service or Private Waste Collection Service, submit a Waste Management Plan and Source Separation Commitment if and when:
 - (a) The City has granted site plan approval for the property;
 - (b) The City has granted permission for construction of the multi-residential building on the property;
 - (c) The Property Owner wishes to apply for City Waste Collection Service for the property; or
 - (d) The property is already receiving City Waste Collection Service, but no Waste Management Plan and Source Separation Commitment is in place.
14. Every Property Owner of a Multi-residential Property submitting a Waste Management Plan and Source Separation Commitment shall:
 - (a) If a developer or redeveloper of a property, apply the Waste Collection Guidelines for Multi-residential Developments, as set out in Schedule "F" to this By-law;
 - (b) If the property is a new Multi-residential Property, apply the instructions of the Waste Management Plan and Source Separation Commitment for Multi-residential Properties;
 - (c) If the property is an existing Multi-residential Property, apply the Waste Management Plan and Source Separation Commitment for Existing Properties;
 - (d) Submit all applicable information and material as required by the Manager; and

- (e) The Waste Management Plan shall be approved by the Manager prior to building or permission to build being granted.

Outdoor Storage of Waste

- 15. Every Waste Generator and Property Owner shall, in respect of that Waste Generator's or Property Owner's property:
 - (a) Ensure that any waste stored outdoors is stored in Outdoor Waste Storage Receptacles which:
 - (i) Are constructed of durable, non-porous, easily cleanable material,
 - (ii) Are closed with tight-fitting lids or covers,
 - (iii) Do not permit waste contained therein to become Refuse Constituting a Public Nuisance, and
 - (iv) Do not permit any liquid to escape, leak or spill; and
 - (b) Ensure that the location of any Outdoor Waste Storage Receptacle:
 - (i) Does not block any doorway or fire route,
 - (ii) Includes adequate space for other Containers, Collection Points and waste collection vehicles, and
 - (iii) Conforms with (if applicable):
 - 1. The City's Built Form Standards for Mid-Rise Buildings and Townhouses,
 - 2. Any property-specific Waste Management Plan and Source Separation Commitment,
 - 3. The Property Standards By-law, and
 - 4. The Zoning By-law.
- 16. Every Person who stores, or permits the storage of, waste outdoors in the Downtown Collection Area, shall do so only if such waste is stored in an Outdoor Waste Storage Receptacle which is:
 - (a) Kept locked, or

- (b) A Communal Container.
17. Every Person who stores grease in an Outdoor Waste Storage Receptacle shall ensure that:
- (a) The Outdoor Waste Storage Receptacle is kept locked and free of grease on the outside;
 - (b) No grease escapes, leaks or spills; and
 - (c) No odour escapes.
18. Notwithstanding any other provision of this By-law, every Person who stores, or permits the storage of, waste outdoors in the Downtown Collection Area, shall ensure that no Non- collectable Waste is included in the waste stored outdoors.
19. If waste stored outdoors on a property produces an odour which affects a neighbouring property, then the Waste Generator who generated the waste and the Property Owner of the property where the waste is stored shall control such odour.

Special Events

20. Every organizer of a special event to be held in or on City property shall:
- (a) At the time of applying for permission to use the City property, provide to the Manager, upon request, a Waste Management Plan for a Special Event;
 - (b) Ensure that such Waste Management Plan for a Special Event identifies the information required by the Manager; and
 - (c) Comply with such Waste Management Plan for a Special Event.
21. If the Manager determines that, at a special event, source separation has not occurred, or that cross contamination of Organics, Recyclables and Garbage has resulted in a condition where processing of Organics or Recyclables will be partially or wholly impossible, then the Manager may require the event organizer to pay the applicable disposal User Fees specified in the User Fees By-law.

WASTE COLLECTION BY THE CITY

Applying for City Waste Collection Service for a Multi-residential Property

22. If a Waste Generator or Property Owner whose property is a Multi-residential Property, wishes to participate in the City Waste Collection Service, then such Waste Generator or Property Owner shall request an inspection by the Manager to determine whether the property would be compatible with City collection vehicles and methodologies.
23. Intentionally Deleted.
 - (a) Intentionally Deleted;
 - (b) A Waste Management Plan and Source Separation Commitment;
 - (c) A completed and signed City Waste Collection Service Agreement; and
 - (d) All other applicable required information and material, such as proof of insurance and indemnification, as required by the Manager.

Applying for City Waste Collection Service for Small Mixed-Use Buildings and Institutional Properties

- 23B. If the Manager determines, by inspection, that a property would be compatible with City collection vehicles and methodologies, and so notifies the applicable Waste Generator or Property Owner, and if that Waste Generator or Property Owner wishes to apply for the City Waste Collection Service, then the Waste Generator or Property Owner shall submit to the Manager:
 - (a) A Waste Management Plan and Source Separation Commitment;
 - (b) A completed and signed City Waste Collection Service Agreement - Small Mixed-Use Buildings and Institutional Properties;
 - (c) All other applicable required information and material as may be required by the Manager.

Provisions that apply to City Waste Collection Service for Multi-Residential Property, Small Mixed-Use Building and Institutional Properties

- 24. Intentionally Deleted.
- 25. Every Waste Generator or Property Owner who receives City Waste Collection Service that exceeds the standard level of service as shown in Schedule "L" to this By-law and in the applicable City Waste Collection Service Agreement, shall pay the applicable User Fees for the higher levels of service in accordance with the User Fees By-law.
- 25B. The Manager is hereby authorized to approve the execution of and to enter into the City Waste Collection Service Agreement set out in Section 23.(c) ("CWCSA") and the City Waste Collection Service Agreement as set out in Section 23B.(b) ("CWCSA-SMUBIP") on behalf of the City. This delegation to approve the execution of and to enter into the CWCSA and the CWCSA-SMUBIP applies equally to amendments, renewals or termination of such agreements.
- 25C. In addition to the conditions set out in the CWCSA and in the CWCSA-SMUBIP, the Manager may impose such other conditions as part of such CWCSA or CWCSASMUBIP or amendment or renewal thereof, as may be reasonably necessary and appropriate in the circumstances to ensure the safe and proper operation of the City's Waste Collection Service.
- 25D. Any agreement entered into by the City and the Property Owner under section 23.(c) or 23B.(b) shall not relieve any Property Owner from complying with any provision of this By-law, except as specifically stated in any such Agreement.

Containers

- 26. For every property which is leased, the Property Owner shall provide, for the use of the Occupants, sufficient Containers for the collection of Organics, Recyclables, and Garbage as required for the City Waste Collection Service, Regulated Blue Box Collection Service, and/or Private Waste Collection Service, as applicable.
- 27. Every Waste Generator and Property Owner to whom a City-owned Cart or Front-end Bin has been provided by the City shall:

- (a) Ensure that such Cart or Front-end Bin is kept in good condition, and not in a condition that is noxious, offensive or dangerous to public health;
- (b) Ensure the safekeeping of such Cart or Front-end Bin;
- (c) Promptly notify the Manager if such Cart or Front-end Bin is lost or stolen;
- (d) Be responsible for the cost of repairing or replacing such Cart or Front-end Bin if it is damaged, lost or stolen, if the damage, loss or theft occurred through the negligence of the Waste Generator or Property Owner, and the damage or loss is not covered by warranty; and
- (e) Promptly return each Cart or Front-end Bin to the Manager upon request.

Preparing Waste for Setting out

28. Every Waste Collection Participant shall, before setting waste out for collection, ensure that:
- (a) Organics, Recyclables and Garbage are separated out from any Non-collectable Waste, sorted and prepared for set-out per the instructions established by the Manager and made available to the public from time to time;
 - (b) Waste is drained of liquids before it is placed in a Container for collection, and the liquids are managed appropriately;
 - (c) Any solid, semi-solid or liquid contaminant which would render Non-eligible Recyclables non-recyclable, is removed from the Non-eligible Recyclables;
 - (d) A Large Item Ticket has been obtained for any Large Item to be set out; and
 - (e) The door or lid of any Large Item that is an appliance is removed.

Placing Waste into Containers

29. Every Waste Collection Participant shall ensure that, in respect of waste from that Waste Collection Participant's property:
- (a) Organics, other than Pet Waste or Yard Waste, is placed into a Container containing nothing but Organics, as follows:
 - (i) Loose,
 - (ii) In a Certified Compostable Plastic Bag, or
 - (iii) In a Paper Bag;
 - (b) Pet Waste is placed into:
 - (i) A Container containing nothing but Organics as follows:
 - 1. Loose,
 - 2. In a Certified Compostable Plastic Bag, or
 - 3. In a Paper Bag, or
 - (ii) In a Clear Plastic Bag, in a Container containing nothing but Garbage;
 - (c) Yard Waste is placed as follows:
 - (i) "Deleted",
 - (ii) Loose in a Reusable Yard Waste Container containing nothing but Yard Waste and marked as containing Yard Waste,
 - (iii) Loose in a Paper Bag, or
 - (iv) Securely tied with a compostable tie, into a bundle of no more than 1 metre long by no more than 0.6 metres in any other dimension;
 - (d) Non-eligible Recyclables, other than cardboard or shredded paper, is placed into a Container containing nothing but Recyclables;

- (e) Cardboard that is Non-eligible Recyclables is placed as follows:
 - (i) For property in the Downtown Collection Area:
 - 1. Flattened and loose into a Container containing nothing but Recyclables, or
 - 2. Flattened, tied into a bundle of no more than 1 metre long by 0.6 metres any other dimension, and placed on the ground adjacent to a Container containing nothing but Recyclables, or
 - (ii) For property anywhere other than in the Downtown Collection Area, flattened and loose into a Container containing nothing but Recyclables;
- (f) Intentionally Deleted.
- (g) Garbage, other than Sharp Objects, is placed into a Container containing nothing but Garbage as follows:
 - (i) Loose, or
 - (ii) In a Clear Plastic Bag;
- (h) Sharp Objects are placed into a rigid Container, no larger than 0.6 metres in any dimension, which is securely taped to secure the contents and clearly labelled with the words "Sharp Objects", which rigid Container is placed into a Container containing nothing but Garbage; and
- (i) No Large Item is placed in a Container for set out.

How to Set out Waste for Collection

- 30. Every Waste Collection Participant shall ensure that, in respect of that Waste Collection Participant's property, every Container set out for collection, which is:
 - (a) An Organics Container, contains nothing other than Organics;
 - (b) an Eligible Recyclables Container, contains nothing other than Eligible Recyclables;
 - (bA) a Non-Eligible Recyclables Container, contains nothing other than Non-Eligible Recyclables;

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- (bB) a mixed Eligible and Non-Eligible Recyclables Container authorized by the Manager, contains nothing other than Recyclables;
 - (c) A Garbage Container, contains nothing other than Garbage; and
 - (d) A Front-end Bin designated for cardboard, contains nothing other than cardboard.
- 31. Every Waste Collection Participant shall ensure that, in respect of that Waste Collection Participant's property, every Container set out for collection by the City Waste Collector:
 - (a) Has been provided or approved by the Manager; and
 - (b) Is in good repair and good working order.
- 32. Every Waste Collection Participant shall ensure that, in respect of that Waste Collection Participant's property:
 - (a) No Reusable Yard Waste Container or Single-use Container containing Yard Waste, including contents, weighing more than 20 kilograms, is set out for collection; and
 - (b) Every Reusable Yard Waste Container set out for Yard Waste collection is:
 - (i) Rust-resistant,
 - (ii) Non-absorbent,
 - (iii) Water-tight,
 - (iv) Covered with a close-fitting lid or cover,
 - (v) No less than 0.6 metres and no more than 0.76 metres in height,
 - (vi) No more than 0.6 metres in any other dimension,
 - (vii) Of a dimension at the top greater than the dimension at the bottom,
 - (viii) Of a capacity of no more than 100 litres, and
 - (ix) Equipped with at least two handles.

33. Every Waste Collection Participant shall ensure that, in respect of that Waste Collection Participant's property:
- (a) No waste is set out for collection in such a manner that:
 - (i) It is accessible to any animal,
 - (ii) It can be blown by wind, or
 - (iii) Any liquid leaks from such waste;
 - (b) No waste is set out for collection on top of, underneath or abutting a Container;
 - (c) No Container set out for collection is:
 - (i) Filled with waste above the top of such Container, or
 - (ii) Over-compacted such that the contents may not empty when being tipped; and
 - (d) No Container is set out for collection unless it is closed with a tight-fitting lid or cover.

When to Set out Waste for Collection

34. Except for property located in the Downtown Collection Area, or for property under a City Waste Collection Service Agreement, every Waste Collection Participant shall ensure that, in respect of that Waste Collection Participant's property:
- (a) No waste is set out for collection before 5:00 p.m. on the day preceding the day scheduled for collection; and
 - (b) Waste to be collected is set out for collection no later than 6:30 a.m. on the day scheduled for collection.
35. For property located in the Downtown Collection Area, every Waste Collection Participant shall ensure that in respect of that Waste Collection Participant's property:
- (a) No waste is set out for collection before 5:00 p.m. on the day preceding the day scheduled for collection; and
 - (b) Waste to be collected is set out for collection no later than 5:00 a.m. on the day scheduled for collection.

36. Every Waste Collection Participant shall ensure that, in respect of that Waste Collection Participant's property, no Large Item is set out for collection except on the pre-arranged day obtained with the Large Item Ticket for that Large Item.

Where to Set out Waste for Collection

37. Every Waste Collection Participant shall ensure that all waste set out for collection is set out at a Collection Point located on, adjacent to or in front of the property where the waste was generated.
38. Unless otherwise determined by the Manager, the Collection Point for a property is:
- (a) If the property is beside a road and the road has a curb, less than 0.3 metres from the road behind the curb;
 - (b) If the property is beside a road and the road has a gravel shoulder, at the outside edge of the shoulder;
 - (c) If the property is beside a Public Lane, as close as possible to the edge of the Public Lane;
 - (d) For a Multi-residential Property, in the location identified in the Waste Management Plan and Source Separation Commitment and approved by the Manager; and
 - (e) In the Downtown Collection Area, on the sidewalk directly adjacent to the curb.
39. Every Waste Collection Participant shall ensure that:
- (a) All waste set out for collection is placed so as not to impede or obstruct pedestrian or vehicular traffic or road maintenance operations, or so as to endanger the safety of the City Waste Collector or any other Person;
 - (b) Any Special Collection Waste set out for collection is placed adjacent to, but apart from, any Organics, Recyclables or Garbage, set out for Collection;
 - (c) Any Cart set out for collection is placed such that it is accessible to the collection vehicle and is not set behind obstacles such as parked cars;

- (d) Any Cart set out for collection is placed so that there is at least 1 metre of clearance on each side of the Cart and at least 5 metres clearance above the Cart; and
 - (e) Any Front-end Bin set out for collection is placed in a location identified in the Waste Management Plan and Source Separation Commitment and approved by the Manager.
40. If snow or ice blocks a normal Collection Point, every affected Waste Collection Participant shall ensure that all waste is nevertheless set out for collection in a location that provides ready and safe access for collection, such as at the mouth of a cleared driveway or at a spot as follows:
- (a) In the side of a snowbank or behind a snowbank that does not exceed 0.3 metres in height;
 - (b) With at least 1 metre of clearance on all sides;
 - (c) Within 1.5 metres from the travelled portion of the road; and
 - (d) Designed to prevent any Container or waste from tipping, falling or sliding onto the travelled portion of the road.

No Scavenging

41. Except on a Goods Exchange Day or other program as designated by the Manager, every Person, except appropriate legal authorities conducting investigations, shall avoid picking over, interfering with or removing any waste set out for collection pursuant to this By-law, whether on public or private property, without the consent of the Manager and the applicable Property Owner.
42. Every Person shall avoid scattering any waste set out for collection pursuant to this By-law, whether on public or private property.

What to do after Collection

43. Every Waste Collection Participant with a Collection Point on a Public Lane shall:
- (a) For property located anywhere other than the Downtown Collection Area, ensure that all Containers, and any waste not collected, are removed from the Collection Point before 7:00 p.m. on the day of collection; or

- (b) For property located in the Downtown Collection Area, ensure that all Containers, and any waste not collected, are removed from the Collection Point before 10:30 a.m. on the day of collection.

Changing or Ending City Waste Collection Service

- 44. If a Waste Generator or Property Owner wishes to change its City Waste Collection Service, such as by relocating Collection Points, changing a building's use, expanding a building by more than one-third of its existing size or constructing a new building, then such Waste Generator or Property Owner shall submit a revised Waste Management Plan and Source Separation Commitment to the Manager for approval.
- 45. Every Waste Generator or Property Owner who wishes to opt out of the City Waste Collection Service shall:
 - (a) Provide written notice to the Manager, as specified in the City Waste Collection Service Agreement or in a form satisfactory to the Manager, indicating that the Waste Generator or Property Owner wishes to withdraw the specified property from the City Waste Collection Service, effective on the date specified;
 - (b) Provide to the Manager a revised Waste Management Plan and Source Separation Commitment; and
 - (c) Not be entitled to any rebate or decrease of any User Fee, tax, fee or charge in respect of the City Waste Collection Service.

PRIVATE WASTE COLLECTION

- 46. Every Person who wishes to engage in a Private Waste Collection Service within the geographic limits of the City shall obtain and maintain all requisite permits, certificates, authorizations, licences, approvals or other instruments from authorities having jurisdiction, as applicable, and provide confirmation to the Manager upon request. The Manager may report to any authority having jurisdiction, for enforcement purposes, any Person carrying on a Private Waste Collection Service without any required permit, certificate, authorization, licence, approval or other instrument.
- 47. Every Person engaged in a Private Waste Collection Service shall transport waste within the geographic limits of the City using a vehicle specifically designed, constructed and intended for such purpose, with an enclosed body or a covering securely fastened to the body of the vehicle or, in the

case of a packer-type vehicle, with hopper doors tightly and securely closed so as to prevent the escape of the contents of the vehicle to the outside.

48. Every Person who transports any waste within the geographic limits of the City shall do so in a closed vehicle, unless the Person transports it in an open vehicle, including a trailer, in which the waste is completely covered by a tarpaulin, canvas covering or the like and such covering is secured to the vehicle in such a manner as to prevent the escape of the contents of the vehicle to the outside.

DELIVERING WASTE TO THE CITY FACILITY

49. Every Person attending at the Waste Resource Innovation Centre shall:
- (a) Pay all applicable fees under the User Fees By-law;
 - (b) Do so only at the Person's own risk;
 - (c) Hold the City harmless from any damages or claims whatsoever to themselves or their property or to any other Person or property whatsoever arising from such Person's negligence or otherwise;
 - (d) Deposit only such types of materials as are acceptable for deposit at the Waste Resource Innovation Centre as designated by the Manager;
 - (e) Not deliver any Non-acceptable waste;
 - (f) Abide by all policies and procedures relating to the Waste Resource Innovation Centre including but not limited to the sorting of wastes, general and posted health & safety precautions and anything else described in or prescribed by this By-law;
 - (g) Enter the Waste Resource Innovation Centre only in a motor vehicle; and
 - (h) If required for the Person's activities, possess all requisite permits, certificates, authorizations, licences, approvals or other instruments from authorities having jurisdiction, and provide confirmation to the Manager upon request.
50. The City may:

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- (a) If any Person has failed to pay any account related to this By-law, deny access to the Waste Resource Innovation Centre or to any Waste Resource Innovation Centre service, by the Person, or any employee, agent or motor vehicle of the Person, or any Private Waste Collection Service transporting waste for such Person; The City may continue such suspension for a period of 14 calendar days after payment is made;
 - (b) In unusual or emergency situations, allow the deposit or disposal of waste at the Waste Resource Innovation Centre without satisfying the usual requirements, such as paying the applicable User Fees;
 - (c) report to any authority having jurisdiction, for enforcement purposes, any Persons denied entry to the Waste Resource Innovation Centre for failure to possess any required permit, certificate, authorization, licence, approval or other instrument;
 - (d) At its discretion, request, from any Person wishing to use the Waste Resource Innovation Centre, proof that:
 - (i) The Person resides within, and/or the waste was generated within, the geographic limits of the City, and/or
 - (ii) The waste was generated by approved users of the Waste Resource Innovation Centre.
 - (iii) For Eligible Recyclables, waste was generated by eligible sources as defined in the Regulation.
51. All waste lawfully deposited at the Waste Resource Innovation Centre becomes property of the operator and may be composted, recycled, processed, disposed of, or otherwise dealt with by the operator as it deems fit and in accordance with applicable law.
52. Every Person, while at the Waste Resource Innovation Centre, shall not:
- (a) Indulge in any riotous, violent, threatening or illegal conduct, or use profane or abusive language;
 - (b) Create a nuisance or in any way interfere with the use of the Waste Resource Innovation Centre by any other Person;
 - (c) Disobey any sign or any direction from City staff;

- (d) Operate a vehicle without exercising due care and attention;
- (e) Take any action in a manner that causes, or is likely to cause, injury or harm to any Person or damage to any property;
- (f) Operate a vehicle at greater than the posted rate of speed;
- (g) Scavenge, salvage, pick over, interfere with, remove or scatter waste or cause or permit the scavenging, collecting, picking over, interfering with, removal or scattering of any waste;
- (h) Deposit, or allow the deposit of, waste outside any gate or entrance to the Waste Resource Innovation Centre;
- (i) Deposit waste at, or enter, the Waste Resource Innovation Centre outside the hours of operation, unless authorized to do so;
- (j) Deposit any burning or hot material (e.g. embers or coals);
- (k) Convey, or allow or cause to be conveyed, any waste which is not contained in fully enclosed vehicle bodies, or totally enclosed or covered in canvas, tarpaulins or nets, and leak-proof so as to prevent any of the contents from falling upon the ground;
- (l) Deposit more than the allowable litres, kilograms or units of waste; or
- (m) Allow to be outside of the vehicle:
 - (i) Any child, who is under the age of twelve and under the Person's care, custody or control, or
 - (ii) Any pet.

LITTERING

53. In addition to and without limiting the provisions of any other City by-law, every Person shall obtain the consent of the Property Owner of an applicable property before throwing, placing or depositing Refuse on any public or private property, including but not limited to City-owned property. The City designates City-issued public space containers within the Downtown Collection Area as Communal Containers.

54. Every Person shall not:
- (a) Place waste, permit waste to be placed or permit waste to remain on or in any street or road allowance abutting the property which the Person owns or occupies, unless authorized by this By-law and in accordance with the Traffic By-law;
 - (b) Throw, cast or otherwise deposit Refuse, or permit any contractor, agent or employee to throw, cast or otherwise deposit Refuse on or in any street or other public property, except as expressly authorized in this By-law;
 - (c) Place Refuse on public property for collection as part of a Private Waste Collection Service, unless approved by the Manager; and
 - (d) Place Refuse generated on private property into public street, transit, or park Containers.

ENFORCEMENT OF THIS BY-LAW

Role of Manager

55. Subject to the provisions of this By-law, the Manager is authorized to administer and enforce this By-law, including by carrying out the following:
- (a) Determine schedules for City Waste Collection Service, including times, days and frequencies;
 - (b) Classify or designate materials as the applicable types of waste addressed in this By-law;
 - (c) Determine any limits for, and any requirements associated with, waste to be collected or accepted;
 - (d) Determine Collection Points;
 - (e) Determine eligibility for receipt of City Waste Collection Service and for use of the Waste Resource Innovation Centre;
 - (f) Provide or approve suitable Containers for the City Waste Collection Service;
 - (g) Provide notice of changes to schedules or hours related to the City Waste Collection Service and the Waste Resource

Innovation Centre, including service interruptions such as those due to severe weather events;

- (h) Suspend, discontinue, or revoke City Waste Collection Service, or access to the Waste Resource Innovation Centre, for any Person who breaches any provision of this By-law;
 - (i) Reinstate City Waste Collection Service or access to the Waste Resource Innovation Centre, in whole or in part, after having suspended, discontinued or revoked service;
 - (j) Deal with any and all matters assigned by this By-law or necessary for the collection, processing and disposal of waste; and
 - (k) Amend, replace or delete the Schedules to this By-law from time-to-time, without Council approval;
 - (l) To prescribe any form, plan, or agreement referenced in this By-law and to amend or revise such forms, plans, or agreements from time to time, provided the form, plan or agreement, or the amendment(s) or revision(s), as the case may be, are satisfactory to the City Solicitor.
56. The Manager may delegate their responsibilities under this By-law to any Officer, employee or agent of the City.

Inspections and Entry

57. The Manager and Officers may conduct all inspections (including the monitoring of waste) necessary to administer and ensure compliance with the provisions of this By-law.
58. Entry by the Manager and Officers onto private property for the purpose of enforcing the provisions of this By-law is governed by the Power of Entry By-law and the Manager and Officers pursuant to this By-law shall be interpreted as "Officers" pursuant to the Power of Entry By-law.

Orders

59. The Manager and Officers may issue Orders requiring Persons to comply with this By-law.

60. The Person who is the subject of an Order issued pursuant to this By-law shall comply with such Order no later than midnight on the deadline day for compliance provided for in the Order.
61. If an Officer finds waste which is either not stored or not set out in accordance with the provisions of this By-law, the Officer may issue an Order to the responsible Waste Generator or Property Owner, requiring the waste described in the Order to be removed at the expense of the Waste Generator or Property Owner, or to be properly stored or set out in accordance with the provisions of this By-law.

Remedial Actions

62. If a Waste Generator or Property Owner fails to keep the Waste Generator's or Property Owner's property free and clear of Refuse Constituting a Public Nuisance, an Officer may, without prior notice to such Waste Generator or Property Owner, cause the property to be cleared of such Refuse Constituting a Public Nuisance at the expense of the Waste Generator or Property Owner, and the City may recover the costs of so doing from such Waste Generator or Property Owner, and in the case of the Property Owner, the City may recover such costs by adding them to the tax roll for the property and collecting them in the same manner as property taxes.
63. If an Officer finds Refuse thrown, placed or deposited on property without the consent of the Waste Generator or Property Owner, the Officer may, in the case of City-owned or City-occupied land, and, in all other cases, with the consent of the Property Owner of the property, cause the Refuse to be removed from the property at the expense of the Person who threw, placed or deposited it thereon, and the City may recover the costs of so doing from such Person.
64. If an Officer finds waste which is either not stored, or not set out, in accordance with the provisions of this By-law, the Officer may, instead of issuing an Order, and without prior notice to the Waste Generator or Property Owner, cause the area identified by the Officer to be cleared of such waste at the expense of the Waste Generator or Property Owner, and the City may recover the costs of so doing from any such Waste Generator or Property Owner. In the case of the Property Owner, the City may recover such costs by adding them to the tax roll for the property and collecting them in the same manner as property taxes.
65. If a Waste Generator or Property Owner fails to ensure that no waste leaks any liquid onto City- owned land, an Officer may cause such land to be cleaned of the liquid at the expense of the Waste Generator, and the City

may recover the costs of so doing from the Waste Generator. In the case where the Waste Generator is also the Property Owner of the property on which the waste was generated, the City may recover such costs by adding them to the tax roll for the property and collecting them in the same manner as property taxes.

65B. If the operator of the Regulated Blue Box Collection Service neglects collection of Eligible Recyclables such that they become Refuse Constituting a Public Nuisance on a public or private property, an Officer may, without prior notice to such operator, cause the property to be cleared of such Refuse Constituting a Public Nuisance at the expense of the operator, and the City may recover the costs of so doing from such operator.

66. If the Person who is the subject of an Order issued pursuant to this By-law fails to comply with such Order by the deadline for compliance, the City may have the matter or thing, directed or required in the Order, done at the Person's expense, and the City may recover the costs of doing the matter or thing from the Person who is the subject of the Order, and, if such Person is the Property Owner of the property to which the Order relates, the City may recover such costs by adding them to the tax roll and collecting them in the same manner as taxes.

Service Discontinuance

67. If a Waste Generator or Property Owner has not complied with any applicable provision of this By-law, and the applicable property receives City Waste Collection Service, then the City may discontinue the City Waste Collection Service to that property.

Offence and Penalty

68. Any Person who contravenes any provision of this By-law is guilty of an offence and upon conviction is liable to a fine as provided for by the Provincial Offences Act, R.S.O. 1990, Chapter P.33, as amended.
69. Any director or officer of a corporation who knowingly concurs in the contravention by the corporation of any provision of this By-law is guilty of an offence.
70. Every offence under this By-law is designated as a continuing offence.
71. Except as otherwise provided in this By-law, any Person who is convicted of an offence under any provision of this By-law shall be liable to a fine not to

exceed \$10,000 per day or each part of a day on which the offence continues.

Delivering Legal Documents

72. An Order, or any other notice or document provided pursuant to this By-law, shall be served upon the Person to be served by means of:
- (a) Personal service, in which case it shall be deemed to have been served on the date and at the time when hand-delivered in accordance with this By-law;
 - (b) Facsimile transmission or email transmission, in which case it shall be deemed to have been served on the date and at the time when it is so transmitted;
 - (c) Regular mail, in which case it shall be deemed to have been delivered on the fifth business day after the day it is mailed; or
 - (d) Registered mail, in which case it shall be deemed to have been delivered on the date and at the time set out on the Canada Post confirmation record indicating successful delivery.
73. Personal service of a document may be provided as follows:
- (a) If the Person to be served is an individual, by hand-delivering a copy of the document to that individual or an individual who appears to be at least sixteen years of age, at the last known address of the individual, or, if the individual to be served is to be served in the capacity of Waste Generator or Property Owner in respect of a property, the document may be left with an individual who appears to be at least sixteen years of age, at the property; or
 - (b) If the Person to be served is a corporation or partnership, by hand-delivering a copy of the document to an officer thereof or an individual who appears to be in charge of an office of the corporation or partnership, or, if the corporation or partnership to be served is to be served in the capacity of Waste Generator or Property Owner in respect of a property, the document may be left with an individual who appears to be in charge of the property.

GENERAL

Consultation in Development Matters

74. The City shall consult the Manager with respect to Waste Management Plan and Source Separation Commitments in respect of development matters including applications for development, redevelopment, rezoning, condominium, site plan approval, building permit or Committee of Adjustment approval.

Prior By-law Repealed

75. By-law Number (2011)-19199, as amended by By-law Number (2012)-19498, is hereby repealed.

Effective Date of By-law

76. This By-law shall come into effect on the 1st day of April, 2019.

Schedules

77. The following Schedules form part of this By-law:

Schedule "A" – "Downtown Collection Area"
Schedule "B" – Waste Resource Innovation Centre
Schedule "C" – "Non-collectable Waste"
Schedule "D" – "Organics"
Schedule "E" – Intentionally Deleted
Schedule "F" – Waste Collection Guidelines for Multi- residential
Developments in the City of Guelph
Schedule "G" – Intentionally Deleted
Schedule "H" – Intentionally Deleted
Schedule "I" – Intentionally Deleted
Schedule "J" – Intentionally Deleted
Schedule "K" – Intentionally Deleted
Schedule "L" – City Waste Collection Service Standards and Limits
Schedule "M" – Intentionally Deleted
Schedule "N" – Intentionally Deleted

Short Title

78. This By-law may be referred to as the "Waste Management By-law".

Passed this TWENTY FIFTH day of March, 2019.

CAM GUTHRIE- MAYOR

**Dylan McMahon, Acting City
Clerk**

SCHEDULE A - "Downtown Collection Area"
of By-law Number (2019) – 20392

The “Downtown Collection Area” means the area of the City depicted on the following map within the boundaries created by the thick line:



SCHEDULE B – Waste Resource Innovation Centre **of By-law Number (2019) – 20392**

PUBLIC DROP OFF

Acceptable Organics:

- Yard Waste (residential); and
- Yard Waste (commercial).

Acceptable Recyclables:

- Recyclables Cart recyclables: mixed paper, cardboard, food and beverage containers including glass, plastic, steel, aluminum; and
- Shredded paper and confidential documents (Documents can be shredded on-site).

Acceptable Materials for On-site Diversion Programs:

- Electronic Waste (residential and commercial including TVs and monitors);
- Prescription eyeglasses;
- Reusable boots, shoes and insoles;
- Textiles (e.g. gently used clothing, purses and bags, belts and ties, blankets, sheets and pillows, towels, sleeping bags, draperies and curtains, plastic and stuff toys, yarn and materials);
- Scrap metal;
- Electrical cords;
- Christmas lights;
- Appliances requiring refrigerant/CFC pump down (e.g. air conditioner, fridge, freezer, de- humidifier, water cooler);
- Concrete, brick, rubble, toilets;
- Drywall;
- Shingles (asphalt);

- Tires (car or light passenger vehicle) up to 4 tires per visit; and
- Lumber Waste (clean wood)

Acceptable Garbage:

- Mixed waste (including organics bags and garbage bags);
- Clean fill including stones, sod and topsoil;

HOUSEHOLD HAZARDOUS WASTE DEPOT

Acceptable Waste:

Types of municipal hazardous or special waste generated by households located within the geographic boundaries of the City that fall within the following waste category numbers, as prescribed in the City's Environmental Compliance Approval, and as set out in the Ministry of the Environment's document entitled "Ontario Waste Classes", dated February 2013, as amended, and as defined in Ontario Regulation 347, namely:

- 112 (Acid solutions, sludges and residues containing heavy metals);
- 121 (Alkaline solutions, sludges and residues containing heavy metals), alkaline batteries;
- 145 (Wastes from the use of paints, pigments and coatings), paints and stains;
- 146 (Other specified inorganic sludges, slurries or solids);
- 147 (Chemical fertilizer Wastes), fertilizers;
- 148 (Miscellaneous Waste inorganic chemicals), caustic, mercury, acid, oxidizer;
- 212 (Aliphatic solvents and residues), antifreeze;
- 213 (Petroleum distillates);
- 221 (Light fuels);
- 242 (Halogenated pesticides and herbicides), pesticide;
- 251 (Waste oils/sludges (petroleum based));
- 252 (Waste crankcase oils and lubricants), oil, oil filters;

- 261 (Pharmaceuticals);
- 263 (Miscellaneous Waste Organic chemical), flammable, organic peroxides;
- 269 (Organic non-halogenated pesticide and herbicide Wastes), pesticide;
- 312 Syringes only;
- 331 (Waste compressed gases, including cylinders) fire extinguishers, aerosols, propane, oxygen, carbon dioxide, MAPP Gas; and
- Wet cell batteries and rechargeable batteries, fluorescent tubes and CFLs.

Maximum daily drop-off limits:

- 10 long fluorescent bulbs;
- 80 litres or kilograms based on container size (maximum container size of 20 litres); and
- 4 propane tanks (maximum container size of 20 pounds).

Non-Acceptable Waste:

- Industrial, Commercial or Institutional Waste;
- Explosives;
- Asbestos;
- Radioactive;
- Unknowns;
- Pathological with the exception of syringes;
- PCBs (polychlorinated biphenyls);
- Gas cylinders not used by a residence; and
- Any quantity of liquids greater than 20L (gallons).

TRANSFER STATION

The transfer station is to be used only by Persons with equipment that that can automatically tip loads, and who are wearing high visibility vests and steel toed footwear. Users must be able to offload materials without the assistance of staff. Persons who are not depositing waste from IC&I Properties and Persons who must offload manually shall not use the transfer station, but instead shall use the Public Drop Off.

Acceptable Waste:

- Non-hazardous, solid industrial waste from IC&I sources;
- Commercial waste and domestic waste, Yard Waste, and source-separated recyclables;
- Clean fill including stones, sod and topsoil; and
- Yard waste infested with emerald ash borer, termites, or other pests, as designated by the Manager.

Non-Acceptable Waste:

- Materials containing asbestos, animal carcasses, municipal hazardous or special waste, tires, ammunition, flares, explosives, PCBs, radioactive waste, unidentified waste, liquid waste, sludge, contaminated soils which fail the toxicity characteristic leaching procedure analysis (TCLP) and refrigerants;
- Any material which may be classed as a "designated substance" pursuant to the Occupational Health and Safety Act, R.S.O. 1990, Chapter 321; and
- Any "hazardous waste" or "liquid industrial waste" as defined in R.R.O. 1990, Regulation 347 (General – Waste Management) under the Environmental Protection Act.

ORGANIC WASTE PROCESSING FACILITY

Acceptable Waste:

- Commercial loads of Organics only, and only if Ministry of Environment Environmental Compliance Approval requirements are satisfied.

SCHEDULE C - "Non-collectable Waste"
of By-law Number (2019) – 20392

Items included in the definition of Non-collectable Waste

Dangerous type items

- Any explosive or highly combustible material such as ammunition, a celluloid cutting, moving picture film, or an oil-soaked or gasoline-soaked rag and the like;
- Any radioactive material;
- Any biomedical waste generated from an IC&I Property such as a clinic, hospital, surgery, or office of a physician, surgeon, dentist, veterinarian, tattoo parlour, long-term care and residential facility, or the like;
- Any "pharmaceutical" or "sharp" as defined in *O. Reg. 298/12* (Collection of Pharmaceuticals and Sharps – Responsibilities of Producers) under the *Environmental Protection Act*;
- Any infectious biomedical waste;
- Any "designated substance" as defined in the *Occupational Health and Safety Act*, R.S.O. 1990, Chapter 321;
- Any "hazardous waste" or "liquid industrial waste" as defined in R.R.O. 1990, *Regulation 347* (General – Waste Management) under the *Environmental Protection Act*;
- Any septic tank pumping, raw sewage, sewage sludge or industrial process sludge;
- Any "municipal hazardous or special waste", as defined in *O. Reg. 387/16* (Municipal Hazardous or Special Waste) under the *Waste Diversion Transition Act, 2016*, including but not limited to:
 - wet or dry cell battery,
 - pressurized container,
 - aerosol container,
 - propane container,

- portable fire extinguisher,
- fertilizer,
- pesticide,
- oil filter,
- fluorescent light bulb or tube,
- pharmaceutical,
- medical syringe,
- mercury switch or thermostat,
- household cleaner or detergent, and
- wax or polish; and
- Any material or substance which may cause damage to the natural environment.

Organic type items

- Hay, straw, or manure;
- Any tree limb, trunk or the like having a diameter greater than 5 centimetres (2 inches);
- Used sanitary products and human body waste;
- Any animal carcass, or any portion thereof, of any dog, cat, fowl or any other creature with the exception of kitchen or food waste;
- Pet Waste from properties other than Residential Properties;
- Ashes from properties other than Residential Properties;
- Solidified cooking oils and cooked or raw grease and fats from properties other than Residential Properties;
- Organics which have not been drained, prepared or packaged for Collection in accordance with the provisions of this By-law;

- Organics which are frozen or stuck to a Container and cannot be removed by shaking manually or by the automated arm of the collection vehicle;
- Organics contained in a bag other than a Certified Compostable Plastic Bag; and
- After April 1, 2020, grass clippings.

Miscellaneous type items

- Soil, a rock, stone, gravel, and the like;
- Waste brought into the City from outside its geographic limits;
- Carpet, carpet under-padding, plaster, drywall, fibreglass insulation, lumber, concrete, a boulder or other residue resulting from construction, building renovation or demolition;
- A tire, car battery, or large (greater than 5 kilograms) automotive part;
- Recyclables, Garbage or Special Collection Waste which has not been drained, prepared or packaged for collection in accordance with the provisions of this By-law;
- Material which is frozen or stuck to a Container and cannot be removed by shaking manually or by the automated arm of the collection vehicle; and
- Any other item designated as Non-collectable Waste by the Manager.

SCHEDULE D - "Organics"
of By-law Number (2019) – 20392

Items included in the definition of Organics

- Kitchen or food waste: fruit, vegetable and general table scraps, meat and fish/shellfish products, dairy products, eggs and egg shells, herbs, nuts and seeds, sugars and spices, confectionery products, sauces, bones, pet food, bread, grains, rice, pasta, flour, coffee grounds and tea bags;
- Solidified cooking oils and cooked or raw grease and fats from Residential Properties only;
- Paper fibres: soiled paper towels, tissues, paper plates, coffee filters, soiled paper food packaging items such as boxboard, cardboard, newspaper, and other paper fibre packaging materials;
- Fresh flowers, houseplants and their soil, hair, pet fur, feathers, sawdust, wood shavings;
- Ashes from Residential Properties only, at least 5 days after they have been removed from fire and kept separate from other waste;
- Pet Waste from Residential Properties only; and
- Any other item designated as Organics by the Manager.

SCHEDULE E – Intentionally Deleted

SCHEDULE F – Waste Collection Guidelines for Multi-residential Developments in the City of Guelph – of By-law Number (2019) – 20392

Revision date: January 17, 2025

1 Introduction

1.1 Purpose

The purpose of this document is to assist both developers and redevelopers (collectively referred to as developers in this Guideline document) to meet their needs with respect to progressive waste management. **This is an opportunity to design and build buildings that meet the growing environmental expectations of owners, tenants, and building managers, and to promote these features to environmentally conscious prospective buyers and renters. In addition, the aim is to:**

1. Help developers and building managers understand and meet provincial requirements for source separation of waste;
2. Assist developers to meet their obligation to submit a Waste Management Plan and Source Separation Agreement in accordance with the City of Guelph Waste Management By-law Number (2019) – 20392 or its successor(s); and
3. Facilitate the delivery of City Waste Collection Services, as an added benefit to managers, owners and residents, by providing guidance at the development stage.

When followed, these Guidelines are intended to promote on-site features and amenities that, should application be made for City Waste Collection Services, require the standard level of service provided by the City. Failure to properly design or implement critical aspects such as adequate storage space for waste may result in the need for collection frequency exceeding the City's standard level of service, resulting in redesign or service costs to participating buildings.

These Guidelines should be read in conjunction with the Waste Management Plan and Source Separation Agreement and Waste Collection Service Agreement so that City requirements are fully understood. The Waste Management Plan and Source Separation Agreement and Waste Collection Service Agreement is available by contacting the City at waste@guelph.ca.

1.2 Regulation

The obligation to source separate waste at Multi-residential Properties in Ontario is governed by the following legislation, which requires Multi-residential Properties with six or more Dwelling Units to source separate waste:

- Ontario Regulation 103/94, Industrial, Commercial and Institutional Source Separation Programs, Section 10, Multi-Unit Residential Buildings, and
- Ontario's Food and Organic Waste Framework Policy Statement, Sections 4.10 through 4.13.

Additionally, Ontario Regulation 391/21 Blue Box makes Multi-residential Properties (defined under "facility" in the Regulation) eligible for collection of Recyclables provided through the provincial producer responsibility system. As such, City Waste Collection Services are limited to Garbage and Organics. This guideline will still reference all three streams, but developers should work with the authorities responsible for Recyclables about their specific requirements.

1.3 Application of the Guidelines

Regardless of whether services are provided by private collectors, including those used in the provincial producer responsibility system for Recyclables, or the City, these Guidelines apply and will be the standard against which Waste Management Plan and Source Separation Commitments are reviewed.

Additionally, the City reserves the right to enact additional requirements during a detailed review of specific projects, and amendments to this Guideline.

These Guidelines are to be used in conjunction with, not in place of, the Ontario Building Code, the Site Plan Approval process and other applicable legislation and planning requirements (further information on the Ontario Building Code and the Site Plan Approval process can be obtained from the City's Planning, Urban Design and Building Services).

The City of Guelph may consult the Manager of Solid Waste Resources with respect to Waste Management Plan and Source Separation Commitments and development matters including applications for development, re-development, rezoning, site plan approval, building permits or Committee of Adjustment approval.

Multi-residential developments containing 2 - 5 Dwelling Units on one property are not required to submit a Waste Management Plan and Source Separation Commitment, unless requested to do so by the Manager, however are still subject to the City By-law in that source separation is required to receive City Waste

Collection Service. Also, all developments in the City of Guelph for which City Waste Collection will be provided require, as a minimum, a storage footprint of 1.5 square metres per Dwelling Unit and a set out frontage of 2.5m x 1m depth per Dwelling Unit to accommodate the three stream Cart system.

This is a guideline only. Final approval of a Waste Management Plan is at the discretion of the Manager to encourage effective and sustainable design and may include other requirements. Design of an effective waste management system on the property lies with the Property Owner.

2 Definitions

Terms denoted by a capitalized first letter and included in this Guideline are defined in the City of Guelph Waste Management By-law Number (2019) – 20392 or its successor(s).

3 Guidelines for Developers

Dimensions used in this document, and in the attached Waste Management Plan and Source Separation Commitment, are derived from volume conversions based on the City of Guelph Cart-based collection system.

3.1 Storage and Collection Point Guidelines

1. For Individual Unit Collection for Organics/Recyclables/Garbage, provide for each Dwelling Unit:
 - (a) Internal ventilated space (external to the living area) or an outside area of sufficient size to store the Carts between collection dates. If utilizing the garage or driveway, this storage area is in addition to minimum parking space requirements. A minimum storage footprint of 1.5 square metres is recommended per Dwelling Unit;
 - (b) A minimum set out frontage, for collection purposes, of 2 metres wide by 1-metre-deep, and an additional 1 metre of unobstructed space behind the Carts (Appendix D).
2. For **Communal Collection for Organics/Recyclables/Garbage** provide:
 - (a) Internal and/ or external storage space for a minimum of one week's generation of Waste prior to transporting to and at the communal storage/ collection area and Collection Point;

- (b) External Collection Points should be of sufficient size to contain all required Containers, and to allow room for manoeuvring and potential future expansion;
- (c) Based on weekly collection of Organics, Recycling and Garbage, the overall space allocated to on-site storage or Collection Points based on typical bin dimensions is 0.3m² per Dwelling Unit;
- (d) Collection Points must consist of a level reinforced concrete pad suitably sized to accommodate all waste Containers to be serviced, finished to a minimum of 200 mm depth of reinforced concrete or a City approved alternative;
- (e) The length and width of the loading pad is determined by required quantity of waste Containers set out for collection. The width of the loading pad shall not be less than 6 metres wide;
- (f) The location and screening requirements are as per the City's Zoning By-law;
- (g) Designed systems, spaces and amenities for source separation for Organics, Recycling, Garbage and Large Items appropriate for the building type and size, including:
 - (i) Individual storage rooms on each floor or ground floor with equal access to Organics, Recycling, and Garbage;
or
 - (ii) A chute system comprised of
 - 1. three individual chutes, or
 - 2. a tri-sort chute system, or
 - 3. a bi-sort system and second single chute, where an automated bi-sort or tri-sort system must include
 - A. a mechanical locking system allowing the door to open only when the chute is lined up for the appropriate material selected, and
 - B. a mechanical locking system configured to lock out the chute(s) while someone is servicing the chute system or accessing the

waste storage room where the chute system is located;

- (h) For the safety of users of the facility and the public, the building is required to be designed in a manner that prohibits/secures access to any waste storage room(s) equipped with a compactor(s); and
- (i) Indicate Collection Points, storage locations and collection pads for Containers on the Site Plan with dimensions.

Several “in-ground” Container types provide storage capacity with a relatively compact footprint, and may be suitable for certain applications. No specific dimensions are listed in this document or the Waste Management Plan and Source Separation Commitment template, however designers can apply the waste volumes noted to the available capacity of the product type and size being considered. **Note: City service is only compatible with in-ground Containers that accommodate front-end loading.**

3.2 Access for Waste Collection

The following conditions apply:

1. The lane/roadway or driveway width must be a minimum of 6 metres;
2. Turning radii must have a centreline radius of 12m;
3. In cases where the collection vehicle is required to drive onto or over a supported structure (such as a ventilation grate, transformer cover, or underground parking garage or ramp), a letter certified by a professional engineer stating that the structure will safely support a weight of 35 tonnes;
4. The minimum unencumbered vertical clearance for the entire loading area, which is the length of a collection vehicle, shall be 8 metres to accommodate front-end collection vehicles;
5. Overhead clearance throughout the property must be a minimum of 6 metres;
6. The internal roads layout should be designed to permit continuous collection without reversing. Where the requirement for continuous collection cannot be met, a cul-de-sac, “T” turnaround or three-point turn allowance in accordance with the specifications shown in Appendix D is required;
7. No reversing onto public roadways;

8. The grade at Collection Points, and at locations where collection vehicles turn, should not exceed +/- 2% in any direction, and where the loading area is not flat, a mechanism to prevent the Containers from rolling off the loading pad is required;
9. A maximum grade anywhere on the collection access route of 8%; and
10. "No parking" signage should be installed for all internal access routes, and all cul-de-sacs to ensure that the collection vehicle can navigate the cul-de-sac in a forward direction.

Roadway and Turning Radii dimensions are based on proper waste placement practices in which waste is not placed on roadways or walkways and sidewalks.

Roadways and walkways would require widening if proper waste placement is not being observed.

4 Other Developments

Other developments will be reviewed on a case-by-case basis by Solid Waste Resources and will receive City Waste Collection Services by Agreement only.

5 Communication

Developers are required to communicate the details of the approved Waste Management Plan and Source Separation Commitment to all existing and future Property Owners prior to purchase.

6 Application for City Waste Collection Service

The City of Guelph offers City Waste Collection Services to Multi-residential Properties. Templates and documents required to apply for service are available by contacting the City and will help Property Owners and managers work through the process.

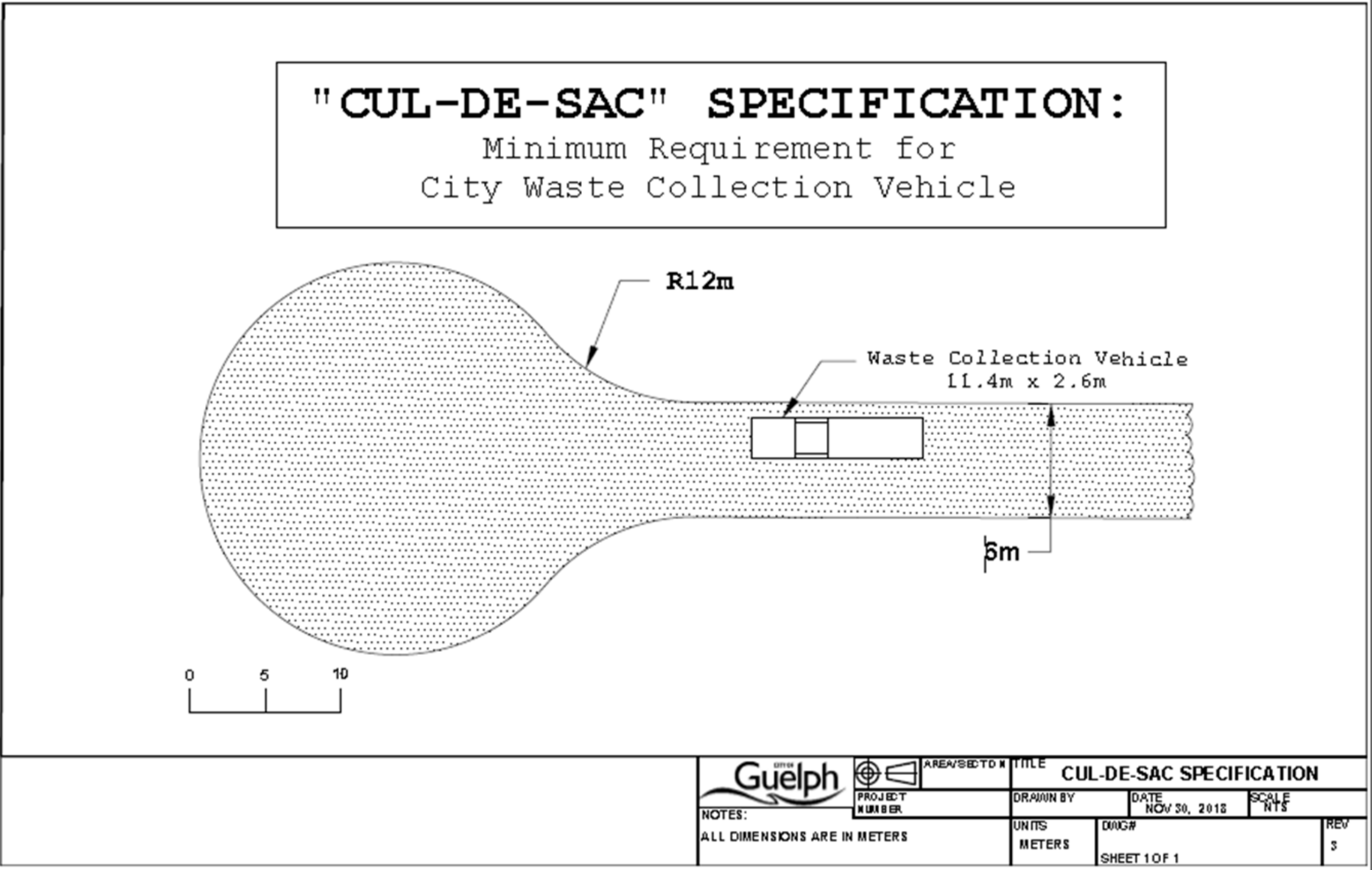
In order to qualify for City Waste Collection Service, new developments and redevelopments need to meet the conditions of the City's Waste Management By-law, and the City Waste Collection Service Agreement and the Waste Management Plan and Source Separation Commitment provided by the City.

Private Waste Collection Service is an option for Multi-Residential Properties not meeting the City's requirements for individual curbside collection or communal collection. Private Waste Collection Service must meet the requirements of the City's Waste Management By-law. All Waste Management Plan and Source Separation Commitments indicating Private Waste Collection must clearly indicate that the

Property is responsible for all costs related to the Private Waste Collection Service. The contents and details of the Waste Management Plan and Source Separation Agreement must be provided to existing and future Property Owners prior to purchase.

Appendix A to C: Intentionally Deleted

Appendix D – Turnaround and set out dimensions

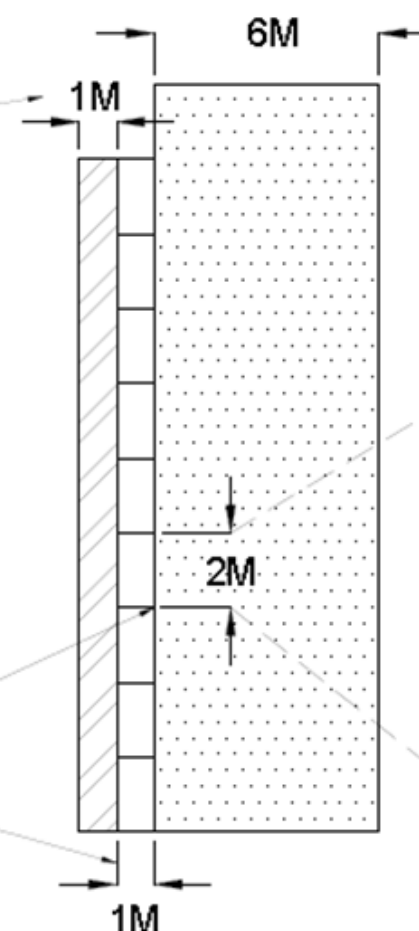


CART SET OUT

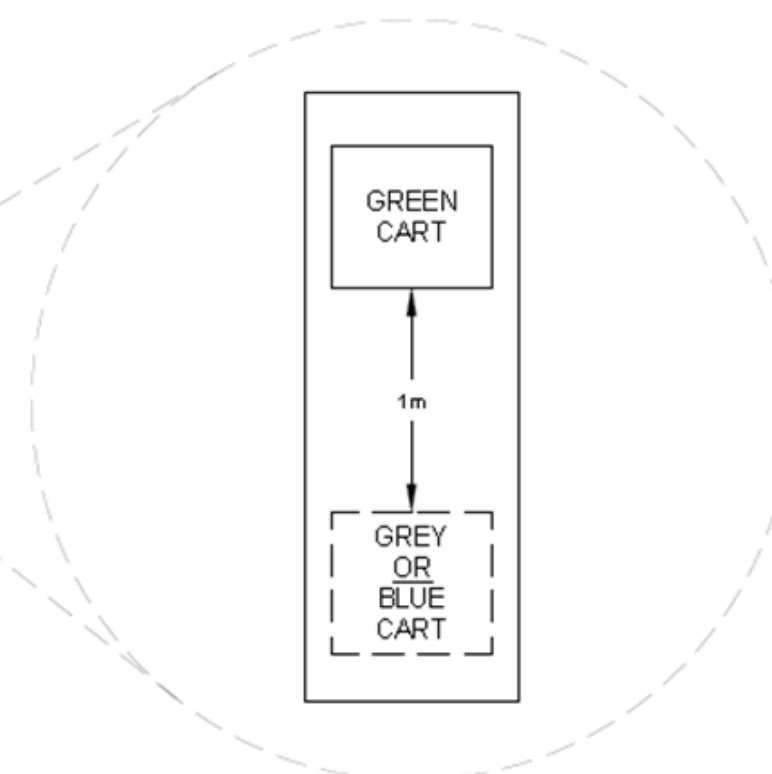
Minimum Requirement for
City Collection Waste Vehicles



NO OBSTRUCTION ZONE 1m BEHIND
CARTS. NO POSTS, SIGNS, POSTAL
BOXES, ETC. IN THIS AREA

PLACEMENT ZONE FOR CARTS: EACH
PROPERTY REQUIRES 1m X 2m SPACE
ALLOCATION



FOR CURBSIDE SITUATIONS THERE WILL BE A
SINGLE ZONE PER DWELLING. THIS SCHEMATIC
SHOWS THE 1m x 2m CART ZONE THAT WOULD
TYPICALLY BE USED FOR ALTERNATING GREY AND
BLUE CART COLLECTION. IF THERE IS A NEED TO
PLACE CARTS IN A COMMUNAL AREA, THEN A
NUMBER OF CONSECUTIVE ZONES WILL BE
REQUIRED AS SHOWN IN THE MAIN DIAGRAM



		AREA/SECTION		TITLE WASTE CART SET OUT		
	PROJECT NUMBER		DRAWN BY		DATE 7 Sep 2018	SCALE NTS
NOTES: ALL MEASUREMENTS IN METERS			UNITS METERS	DWG# SHEET 1 OF 1		REV 2

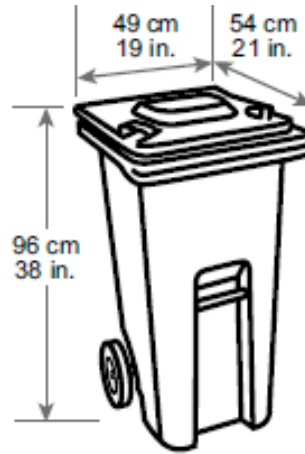
NOTES:
ALL MEASUREMENTS IN METERS

Appendix E – Cart Dimensions



Small

Holds 80 litres/21 gallons
(equivalent to
approximately one bag*)



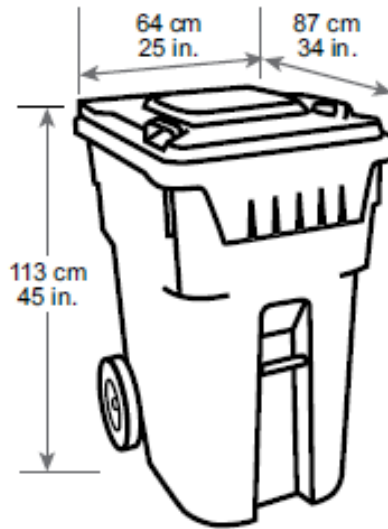
Medium

Holds 120 litres/32 gallons
(equivalent to
approximately two bags*)



Large

Holds 240 litres/64 gallons
(equivalent to
approximately four bags*)



Extra large

Holds 360 litres/95 gallons
(equivalent to
approximately six bags*)

* A standard 30 in. x 38 in. (76 cm x 96 cm) bag

Note: all dimensions are approximate

Appendix F – Typical Front-end Bin Dimensions

An on-line investigation of commercial 4, 6 and 8 cubic yard Front-end Bin footprints was conducted, and then area measurements converted to cubic metres to determine an average based on 6 samples for each size.

Front-end Bin dimensions vary depending on bin height, lid type and loading characteristics (slanted top or sides, specialized uses, lid configurations), and commercial information was reviewed to eliminate extreme or exaggerated dimensions associated with non-typical designs.

Based on the sample set below, the average footprint for a 4 cubic yard bin is 2.58 square metres, for a 6 cubic yard bin the average is 3.23 square metres, and for an 8 cubic yard bin the average is 3.96 square metres. Tables F1 to F3 summarize the bin dimensions sampled.

Table F1 - 4 cubic yard Front-End Bin footprint

Sample	Length (feet)	Width (feet)	Area (square feet)	Area (square metres)
1	72	54	26.98	2.51
2	66	72	32.98	3.06
3	60	48	19.99	1.86
4	72	51	25.48	2.37
5	75	66	34.35	3.19
6	54	72	26.98	2.51
Average				2.58

Table F2 - 6 cubic yard Front-End Bin footprint

Sample	Length (feet)	Width (feet)	Area (square feet)	Area (square metres)
1	72	72	35.98	3.34
2	72	71	35.48	3.3
3	66	72	32.98	3.06
4	72	72	35.98	3.34
5	71	66	32.52	3.02
6	72	72	35.98	3.34
Average				3.23

Table F3 - 8 cubic yard Front-End Bin footprint

Sample	Length (feet)	Width (feet)	Area (Square feet)	Area (Square metres)
1	80	90	49.97	4.64
2	72	72	35.98	3.34
3	72	72	35.98	3.34
4	84	84	48.97	4.55
5	71	80	39.42	3.66

6	83	79	45.51	4.23
Average				3.96

The following conversion factors were used:

1 square inch = 0.007 square feet

1 square foot = 0.093 square metres

The City of Guelph tracks collection volumes based on Cart usage and is able to convert litres per household (the Cart measurement) into cubic yards for the purposes of determining the requirement for communal collection and Front-end Bins. The average footprints noted above have been used to develop this sampling of space requirements for buildings of various sizes:

Table F4 – Sampling of Storage Requirements for Weekly Communal Collection

Number of Residential Units	Estimated weekly volume garbage (Grey) (cubic yards)	Estimated weekly volume recycling (Blue) (cubic yards)	Estimated weekly volume organics (Green) (cubic yards)	Required number of 4 cubic yard containers	Required number of 6 cubic yard containers	Required number of 8 cubic yard containers	Footprint required for 4 cubic yard bins (square metres)	Footprint required for 6 cubic yard bins (square metres)	Footprint required for 8 cubic yard bins (square metres)	Total footprint required (square metres)	Footprint required per unit (square metres)
25	3.9	5.9	2.6	1 grey 1 green	1 blue		5.16	3.23	0	8.4	0.34
50	7.8	11.7	5.2	1 blue	1 green	1 grey 1 blue	2.58	3.23	7.92	13.74	0.27
75	11.7	17.6	7.8	1 grey	3 blue	1 grey 1 green	2.58	9.7	7.92	20.21	0.27
100	15.6	23.4	10.4	1 green		2 grey 3 blue 1 green	2.58	0	23.77	26.35	0.26
125	19.5	29.3	13	1 grey	1 blue 1 green	2 grey 3 blue 1 green	2.58	6.47	23.77	32.82	0.26
150	23.4	35.1	15.6	1 blue		3 grey 4 blue 2 green	2.58	0	35.65	38.23	0.25
175	27.3	41	18.2	1 grey 1 blue 1 green		3 grey 5 blue 2 green	7.75	0	39.61	47.36	0.27
200	31.2	46.8	20.8	1 green	1 blue	4 grey 5 blue 2 green	2.58	3.23	43.57	49.39	0.25

SCHEDULE G – Intentionally Deleted

SCHEDULE H – Intentionally Deleted

SCHEDULE I – Intentionally Deleted

SCHEDULE J – Intentionally Deleted

SCHEDULE K – Intentionally Deleted

SCHEDULE L – City Waste Collection Service Standards and Limits

Note: As of January 1, 2025, Eligible Recyclables from residential and Multi-residential Properties (Tables A through D) and Schools (Table F) are collected through the Regulated Blue Box Collection Service and are not part of the City Waste Collection Service Standards and Limits.

Table E - Residential and Multi-Residential Curbside

Waste Type	Collection Frequency	Quantity Limit	Notes and Qualifiers
Garbage	Every other week	One 240 L Garbage Cart (Grey) per curbside property	Smaller Garbage carts available if requested.
Organics	Weekly	One 80 L Organics Cart (Green) per curbside property	
Yard Waste	Seasonal, every other week	Paper bags or Reusable Container less than 100 litres, branches and tree limbs less than 6 cm in diameter bundled no larger than 1.0 by 0.6 metres, no set out to exceed 20 kilograms.	Seasonal schedule determined on a year-to-year basis
Large items	On request based on purchase of a large item ticket	Governed by large item unit fees for yard waste outside of seasonal collection, appliances and other large items	Additional surcharges for refrigerant removal and/or additional charges and acceptance of extra large items on a case by case basis.

Table F - Multi-Residential using Communal Collection Points

Waste Type	Collection Frequency	Quantity Limit	Notes and Qualifiers
Garbage	Weekly	100 L per residential unit	There is an option to increase available capacity (quantity) up to curbside equivalent volume (Table A) in Carts or Front-End Bins based on demonstrated need and program performance.
Organics	Weekly	10 L per residential unit	There is an option to increase available capacity (quantity) up to curbside equivalent volume (Table A) in Carts based on demonstrated need and program performance.
Yard Waste	Seasonal, every other week		Prepared as per curbside requirements, offered at the curbside (Table A) level of service
Large items	On request based on purchase of a large item ticket	Governed by large item unit fees for yard waste outside of seasonal collection, appliances and other large items	Additional surcharges for refrigerant removal and/or additional charges and acceptance of extra large items on a case by case basis.

Note: Multi-residential service is provided subject to an approved Waste Management Plan and City Waste Collection Service Agreement. Waste Management Plans to provide at a minimum the listed quantity with Carts or Front-End Bins only provided by City.

Table G - Downtown Collection Area - Curbside

Waste Type	Collection Frequency	Quantity Limit	Notes and Qualifiers
Garbage	Monday through Saturday, Weekly	360 L per unit	Supplemented by public space Containers
Organics	Monday through Saturday, Weekly	240L per unit	Supplemented by public space Containers
Yard Waste	Seasonal for Residential Properties, every other week		Prepared as per curbside requirements, offered at the curbside (Table A) level of service.

Table H - Small Mixed-Use Building

Waste Type	Collection Frequency	Quantity Limit	Notes and Qualifiers
Garbage	Every other week	One 240 L cart per Dwelling Unit	Must be located on a residential collection route.
Organics	Weekly	One 80 L cart per Dwelling Unit	Must comply with the By-law to participate in all waste streams. Waste Generator or Property Owner must enter into a City Waste Collection Service Agreement.

			Excludes the Downtown Collection Area; and Must use a Private Waste Collection Service if they cannot meet qualifiers.
Yard Waste	Seasonal for Residential Dwelling Unit		Prepared as per curbside requirements, offered at the curbside (Table A) level of service.

Table I - Institutional Property

Waste Type	Collection Frequency	Quantity Limit	Notes and Qualifiers
Garbage	Every other week	240L per property	Must be located on a residential collection route.
Organics	Weekly	80L per property	<p>Must comply with the By-law to participate in all waste streams.</p> <p>Waste Generator or Property Owner must enter into a City Waste Collection Service Agreement.</p> <p>Excludes the Downtown Collection Area.</p> <p>Applies to Institutional Zones as per the Zoning By-law; and</p> <p>Must use a Private Waste Collection Service if they cannot meet qualifiers.</p>

Table J - School (Effective January 1, 2026)

Waste Type	Collection Frequency	Quantity Limit	Notes and Qualifiers
Organics	Weekly	Number of carts based on volume generated by property.	Waste Generator or Property Owner must enter into a City Waste Collection Service Agreement. Excludes the Downtown Collection Area; and Must use a Private Waste Collection Service if they cannot meet qualifiers.

SCHEDULE M – Intentionally Deleted

SCHEDULE N – Intentionally Deleted