

CHAPTER 4

REFUSE

HOUSEHOLD REFUSE

401 REFUSE COLLECTION

401.1 The Council may from time to time by resolution, publicly notified, make and amend a set of policy statements governing the collection of all types of refuse and/or recyclables by or for the Council, including the weights and contents of containers which will be collected, the placing of containers for such collection and such other matters as the Council considers relevant and such policy shall be enforceable as part of this Bylaw. Upon the making or amendment of such policy the Council shall in full give public notice of the policy so made or amended.

402 CONTAINERS TO BE KEPT CLEAN AND IN REPAIR

402.1 Every occupier shall at the occupier's own cost provide his or her own refuse container or refuse containers and shall keep the same as clean as practicable and shall maintain the same in good repair to the satisfaction of an authorised Council officer, and shall provide a new container or new containers from time to time as and when an authorised officer considers necessary.

402.2 In areas where mobile garbage bins ("MGB"s) are provided by the Council, every occupier shall keep his or her MGB as clean as practicable and shall maintain the same in good repair to the satisfaction of an authorised Council officer. Every occupier shall at the occupier's own cost replace his or her own MGBs which are lost, stolen or damaged in the opinion of an authorised Council officer.

403 CONTAINERS TO BE PLACED CONVENIENTLY FOR EMPTYING OR REMOVAL

403.1 Every occupier shall, on the day and not later than the time specified by public advertisement from time to time for removal of refuse, cause the refuse container or refuse containers to be closed to prevent spillage and placed for collection in such situation as may be required by an authorised Council officer appointed on that behalf.

403.2 Every refuse container put out for collection by or on behalf of the Council shall be an official container.

404 DEPOSIT OF CERTAIN MATERIALS IN CONTAINERS PROHIBITED

404.1 No person shall deposit or cause or permit or suffer to be deposited in any refuse container:

- (a) Explosive, hot ashes, highly flammable material, infectious material;
- (b) Liquids, acid, printer's ink, paint, or any other viscous fluid;
- (c) Broken bottles, glass, glass articles, broken crockery, china or other such sharp articles or materials unless such sharp articles or materials are wrapped so as to prevent injury to persons engaged on collection or disposal work;
- (d) Any matter, thing or refuse of any kind whatsoever, other than household refuse;

provided that if rigid wall containers are used, item 404.1(c) shall not apply.

405 **ACCUMULATION AND STORAGE OF HOUSEHOLD REFUSE**

405.1 Every owner or occupier of any premises shall ensure that no accumulation or collection of refuse, except as is herein provided, is caused or permitted or suffered to remain or be in, on, or about such premises or any portion thereof.

405.2 Refuse shall not be packed tightly in rigid walled refuse containers, but shall be stored in such a manner that the whole of the contents of the container fall out easily and cleanly when the container is upended.

TRADE REFUSE

406 **REMOVAL OF TRADE REFUSE**

406.1 Where the Council has reached an agreement to remove trade refuse, such refuse will be removed or disposed of by the Council, only when the refuse is contained within an official container.

407 **ACCUMULATION AND STORAGE OF TRADE REFUSE**

407.1 Every person carrying on any business, manufacture, or other undertaking at any premises shall ensure that no accumulation or collection of trade refuse, except as herein provided, is caused or permitted or suffered to remain or be in, on, or about such premises or any portion thereof.

407.2 Any perishable or putrescible refuse shall be removed daily, except where stored in an approved manner.

408 **NOTICE TO REMOVE TRADE REFUSE**

408.1 Where in the opinion of any authorised Council officer any such accumulation or collection of trade refuse exists in, on or about such premises as is or is likely to be injurious to health, or offensive, or to harbour vermin, or is likely to create a fire hazard, the said authorised Council officer may serve on the aforesaid person a notice in writing under the hand of the said authorised Council officer requiring the person to remove and dispose of such trade refuse within a time specified in the notice.

408.2 If the aforesaid person fails to comply with the notice, the Council may remove the trade refuse and charge the cost of removal to the aforesaid person.

409 **TIME FOR COLLECTIONS ON CENTRAL BROADWAY**

409.1 No waste shall be placed for collection on the Broadway frontage (between Seyton Street and Page Street) between the hours of 10.30 am and 6.30 pm.

REFUSE DISPOSAL

410 **DISPOSAL OF REFUSE**

410.1 No person or organisation may use a Council facility for the disposal of refuse from outside the district boundary without the Council's written permission.

410.2 The Council may refuse the use of its facilities to any person or organisation who either deliberately or repeatedly fails to comply with any conditions or standards imposed by the Council from time to time by resolution.

411 **TRANSFER STATION**

411.1 The disposal of refuse at the transfer station shall be subject to such conditions as Council may from time to time by resolution require, including:

- the hours of operation;
- the nature of refuse accepted at the transfer station;
- the nature of refuse directed to the recycling station;
- the charges for disposing of refuse at the transfer station;
- any other conditions that the Council may consider necessary or desirable for the proper control and management of the transfer station

411.2 It is a condition of entry to the transfer station for commercial vehicles that the vehicles shall be subject to audits of their contents in addition to being subject to any other waste acceptance criteria as the Council may require.

411.3 No person shall remove or disturb any deposit of refuse or remove any article or material of any kind from the transfer station unless authorised to do so by the Council.

411.4 Every transfer station attendant is hereby authorised to:

- Ensure that any person entering the transfer station complies with the conditions of entry and with any other conditions to ensure compliance with health and safety standards, with operational requirements and with the laws governing the use of the site.
- Prevent a particular person or organisation from entering the transfer station; whether for any previous failure to comply with this Bylaw or any direction given under it, failure to pay fees due to the Council, failure to comply with health and safety standards or with operational requirements or with the laws governing the use of the site.

REFUSE COLLECTION

412 **RECYCLING**

412.1 The Council may arrange for the collection of specified recyclable material from specified or agreed locations notified by public notice.

412.2 The Council may supply to occupiers a recycling container or containers.

412.3 When a recycling container has been placed on any road for collection by the Council, no person shall interfere with or remove the recycling container or the contents, except in the course of collecting the same on behalf of the Council.

412.4 No person shall place or leave any non-recyclable materials in any recycling container or at any recycling station.

413 **OWNERSHIP OF WASTE STREAM**

413.1 Except with the prior permission of the Council or an authorised officer, no person, other than the occupier of the property from which the waste has come, shall on any public place interfere with or remove any waste which is awaiting collection by an authorised collector.

414 **OBSTRUCTION TO REFUSE COLLECTORS**

414.1 No person shall in any way obstruct or hinder any person, for the time being employed by or operating under the sanction of the Council for the removal of household refuse or trade refuse, from entering upon any premises for the purpose of collecting and removing the contents of any container being on such premises and used for the reception of household refuse or trade refuse, or from disposing of such refuse into the refuse collection vehicle.

415 **REMOVAL OF RECYCLING CONTAINER**

415.1 Where any recycling container, or the contents of any recycling container, do not comply with the requirements of this Bylaw then the Council may remove that recycling container and charge the cost of removal to the person responsible for the recycling container.

415.2 Any costs incurred in removing any recycling container pursuant to 414.1 shall be recoverable against the premises owner or occupier responsible for the container.

416 **SPECIAL WASTE**

416.1 No person shall place any special waste in a public place.

FIRST SCHEDULE

The following outlines the types of approved refuse receptacles that will be emptied or removed for a residential dwelling by the Council or the authorised refuse disposal operator.

Type of Receptacle

Location

1 x 120 or 1 x 240 litre plastic, mobile
garbage bins (MGBs) as supplied by the
Stratford District Council.

Stratford Township
Midhirst Township