

PARKLAND COUNTY
PROVINCE OF ALBERTA
BYLAW 2025-09

A BYLAW FOR REGULATING THE RESIDENTIAL SOLID WASTE COLLECTION SERVICES PROVIDED BY PARKLAND COUNTY

WHEREAS pursuant to section 3 of the *Municipal Government Act*, RSA 2000 c M-26, the purposes of a municipality include providing services, facilities or other things that, in the opinion of council, are necessary or desirable for all or a part of the municipality; and

WHEREAS the *Municipal Government Act*, RSA 2000 c M-26, authorizes council to pass bylaws for municipal purposes respecting the safety, health and welfare of people and protection of people and Property; and

WHEREAS pursuant to section 7(g) of the *Municipal Government Act*, RSA 2000 c M-26, a council of a municipality may pass bylaws for municipal purposes respecting public utilities; and

WHEREAS Parkland County is committed to offering residential Solid Waste Services in certain areas of the County;

NOW THEREFORE the Council of Parkland County, duly assembled enacts the following:

TITLE

1. This Bylaw shall be known as the "Solid Waste Utility Bylaw".

DEFINITIONS

2. The following definitions will apply to the corresponding words in this Bylaw:
 - (1) "Act" means the *Municipal Government Act*, RSA 2000 c M-26, as amended;
 - (2) "Agent of the County" means any employee or contractor of the County, including any Collector;
 - (3) "Alley" means a narrow Road Right of Way providing access to the rear of buildings and parcels of land;
 - (4) "Waste Cart" means a wheeled receptacle for the Collection and disposal of Garbage;
 - (5) "Blue Bag" means a blue transparent bag appropriate for the collection and disposal of clean Recyclables;
 - (6) "Cart" means a wheeled receptacle suitable for the Collection of Solid Waste, and shall include Waste Carts and Green Organic Waste Carts;
 - (7) "Chief Administrative Officer" or "CAO" means the Chief Administrative Officer for the County appointed pursuant to the *Municipal Government Act*, or their delegate;
 - (8) "Collection" means the collection of Garbage or Organic Waste in carts or Blue Bags for Recyclables;
 - (9) "Collection Day" means the day or days designated by the County for provision of Solid Waste Services;
 - (10) "Collection Services" means residential Solid Waste collection and disposal as detailed in this Bylaw and rendered by the County or a Collector;
 - (11) "Collector" means a Person authorized by the County to collect and dispose of Solid Waste;
 - (12) "County" means Parkland County;
 - (13) "County's Website" means the website operated by Parkland County and located at <http://www.parklandcounty.com>, as amended, or such other website that may replace it;
 - (14) "Driving Lane" means that portion of a Road Right of Way intended for vehicle passage;
 - (15) "Fee" means any fee as set out in the Fees and Charges Bylaw, as amended;
 - (16) "Fees and Charges Bylaw" means the County's Fees and Charges Bylaw, as amended from time to time;

- (17) "Fee Simple Lot" means a lot where the landowner has total ownership rights to the land and buildings on a particular piece of real property;
- (18) "Garage Suite" means a single story dwelling, which is located above a detached garage. A Garage Suite is accessory to a building in which the principal use is single detached dwelling. A Garage Suite has cooking facilities, food preparation, sleeping and sanitary facilities which are separate from those of the principal building located on the site. A Garage Suite has an entrance separate from the vehicle entrance to the detached garage, either from a common indoor landing or directly from the exterior of the structure. A Garage Suite does not include Secondary Suites or Garden Suites;
- (19) "Garbage" means Solid Waste other than Organic Waste or Recyclables;
- (20) "Garden Suite" means a single-story dwelling, which is located in a building separate from the principal use single detached dwelling. A Garden Suite has cooking facilities, food preparation, sleeping and sanitary facilities which are separate from those of the principal building located on the site. This use does not include Secondary Suites or Garage Suites;
- (21) "Green Organic Waste Cart" means a green wheeled receptacle suitable for the Collection and disposal of Organic Waste;
- (22) "Highway" means a Highway as defined in the *Traffic Safety Act*, RSA 2000, c. T-6 as amended;
- (23) "Multi-Unit Dwelling" means a residential development containing three or more dwellings that share a common entrance, and may contain one or more suites, containing sleeping and sanitary facilities and may have cooking and food preparation facilities, for temporary lodging or housekeeping;
- (24) "Occupant(s)" means any Person other than the registered Owner who is in possession or control of the property, including but not limited to, a lessee, licensee, tenant, or agent of the Owner that receives or is eligible to receive Solid Waste Services;
- (25) "Organic Waste" means grass clippings, leaves, garden waste, house and garden plants, shrubbery, sawdust, wood shavings, kitchen food waste, compostable paper, and any other material of organic origin as designated by the County;
- (26) "Owner(s)" means:
- a. The Person as registered on the title at the Land Titles Offices;
 - b. A Person who is recorded as the Owner of the Property on the County's Assessment roll;
 - c. A Person who has purchased or otherwise acquired Property, whether purchased or otherwise acquired directly from the Owner or from another purchase, and has not become the registered Owner thereof; or
 - d. A Person controlling the Property under construction.
- (27) "Peace Officer" has the same meaning as in the *Provincial Offences Procedure Act*, RSA 2000, c P-34, and includes a County appointed Bylaw Officer;
- (28) "Person" means any individual, firm, partnership, association, corporation, or society;
- (29) "Principal Building" means a building which constitutes the primary purpose for which the site is used and is the main building among one or more buildings on the site;
- (30) "Private Development" means a site which contains several buildings or dwellings that are situated along private Roadways;
- (31) "Recyclables" means any clean household waste material that is accepted as Solid Waste within the County's Blue Bag program or at a Transfer Station, as identified on the County's Website or otherwise identified by the County;
- (32) "Rental Project" means a residential project, or portion thereof, on a Fee Simple Lot, containing more than one dwelling unit, which is intended to be rented to tenants;
- (33) "Residential District" means those areas of the County districted or zoned for residential use under the Land Use Bylaw, as amended;
- (34) "Residential Premises" means those property types within a Residential District identified within the scope of service section of this Bylaw;

- (35) "Road Right of Way" means the land generally contained between Private Development boundaries that contains a public Roadway and includes the Street, Alley, boulevard, Verge, and sidewalks;
- (36) "Roadway" means that part of a Highway intended for use by vehicular traffic;
- (37) "Secondary Suite" means a development consisting of a dwelling located within, and accessory to, a structure in which the principal use is single detached dwelling or other residential use as defined in a direct control district. A Secondary Suite has cooking facilities, food preparation, sleeping and sanitary facilities which are physically separate from those of the principal dwelling within the structure. A Secondary Suite also has an entrance separate from the entrance to the principal building, either from a common indoor landing or directly from the side or rear of the structure. This use class includes the development or conversion of basement space or above-grade space to a separate dwelling, or the addition of new floor space for a Secondary Suite to an existing single detached dwelling. This use class does not include Garage Suite and Garden Suite;
- (38) "Service Account" means a non-transferable agreement between an Owner or Occupant and the County for the supply of Solid Waste Services. The terms of this Bylaw form a part of the Service Account and includes amounts payable by the Owners or Occupants to the County. A Service Account is considered active while Solid Waste Services are being provided;
- (39) "Service Areas" areas within the County that shall be eligible to receive Solid Waste Services;
- (40) "Solid Waste" means materials and substances normally considered to be household waste, including Organics, Recyclables, and Garbage. But not including:
- a. commercial, industrial, or agricultural waste;
 - b. liquid waste;
 - c. manure;
 - d. deceased animal carcasses;
 - e. tree stumps, roots, turf, and earth;
 - f. furniture and major household appliances;
 - g. discarded auto parts;
 - h. construction or renovation waste;
 - i. any substance that may be considered biomedical, dangerous, or hazardous under the provisions of any applicable legislation;
 - j. hypodermic needles or sharps;
 - k. pharmaceuticals;
 - l. any highly combustible, explosive or toxic materials, including but not limited to, gunpowder, fireworks, dynamite, or hot ashes; or
 - m. any waste that requires special packaging or preparation or may otherwise pose a hazard to the Collector;
- (41) "Solid Waste Services" means the provision of waste management services to Residential Premises and includes any or all of the collection and disposal of Garbage, Organic Waste, and Recyclables;
- (42) "Transfer Station" means a facility or recycling centre that receives waste from a community where it is consolidated and transported to other facilities for processing;
- (43) "Verge" means a paved or unpaved strip of land on the edge of an Alley; and
- (44) "Violation Ticket" means a violation ticket as defined in the *Provincial Offences Procedure Act*, RSA 2000 c P-34.

SCOPE OF SERVICE

3. The following areas within the County are Service Areas and shall receive Solid Waste Services:
- (1) The Hamlet of Entwistle;

- (2) The Hamlet of Wabamun; and
 - (3) The subdivisions within the Big Lake area marked as Service Areas on the map contained in Schedule "A" of this Bylaw.
4. The following property types within the Service Areas are deemed eligible to receive Solid Waste Services:
- (1) A Fee Simple Lot in a Residential District that is serviced by a public Roadway; and
 - (2) Secondary Suites, Garage Suites and Garden Suites in a Residential District.
5. The following property types are not deemed to be eligible to receive Solid Waste Services unless otherwise authorized by the CAO:
- (1) Private Developments;
 - (2) Rental Project;
 - (3) Multi-unit Dwellings; and
 - (4) Any property type not specifically deemed eligible to receive Solid Waste Services as set out in Section 4 of this Bylaw.

SOLID WASTE UTILITY ADMINISTRATION

- 6. As provided under section 33 of the Act, the County shall be the sole provider of Solid Waste Services to Residential Premises within the County, as described within this Bylaw.
- 7. For the purposes of enforcing this Bylaw, the lot side property lines of a Residential Premises shall be deemed to extend three (3) meters into the Roadway to determine placement of Carts and Blue Bags. Any Cart or Blue Bag placed within this area will be deemed to be placed by the Owners or Occupants at that Residential Premises.
- 8. The County may, from time to time, host and/or sponsor seasonal events as part of its Collection Services where additional Solid Waste or other items may be permitted to be left out for collection.
- 9. The County may enter contracts with Collectors for the delivery of Solid Waste Services.
- 10. Property types deemed eligible to receive Solid Waste Services under this Bylaw cannot opt out of the receipt of said services with the exception of Secondary Suites, Garage Suites or Garden Suites in a Residential District.
- 11. Owners of Secondary Suites, Garage Suites or Garden Suites in a Residential District may choose to receive Solid Waste Services for those property types.
- 12. When an Owner of a Secondary Suite, Garage Suite or Garden Suite in a Residential District chooses to receive Solid Waste Services for those property types, the monthly Solid Waste utility fee for those suites will be added to an existing Service Account in the name of the Owner.
- 13. Solid Waste Services may be provided to any property types not defined as Residential Premises at the sole discretion of the CAO.
- 14. Fees pertaining to Solid Waste Services under this Bylaw appear in the Fees and Charges Bylaw.
- 15. Each property type eligible to receive Solid Waste Services shall be assigned one (1) Waste Cart and one (1) Green Organic Waste Cart. Upon receipt, each Owner of a property is responsible for ensuring all Carts remain in working order. If replacement Carts are required, each Owner or Occupant may request such Carts from the County, at the Owner's or Occupant's sole cost, unless otherwise authorized by the CAO.
- 16. Carts assigned to a property associated with a Service Account must remain with the property to which they were originally assigned.
- 17. Carts will not be assigned or delivered to a newly developed Residential Premises until the Owner has established a Service Account.
- 18. The Collector, or any Agent of the County, performing Collection Services may refuse to provide Collection Services to a property in the event of any non-compliance with this Bylaw by the Owner or Occupants including, but not limited to, any Carts that are overfilled, placed in the wrong location, are damaged, or contain items not eligible for Collection Services.
- 19. To deliver Solid Waste Services effectively, the County may:
 - (1) Assign Collection Days to the Service Areas, and notify all eligible Owners or Occupants

of the Collection Days, either through the County's Website or otherwise as determined by the County;

- (2) Alter the boundaries of the Service Areas as deemed necessary on reasonable notice to Owner and Occupant;
 - (3) Determine the frequency of Collection Services; and
 - (4) Designate the conditions and guidelines for Collection Services.
20. Transfer Stations within the County may accept waste items other than Solid Waste, subject to change by the County. Each Transfer Station shall indicate what waste items are accepted at that specific Transfer Station.

ENFORCEMENT

General Penalty Provision

21. A person who contravenes this Bylaw by:
- (1) doing any act or thing which the Person is prohibited from doing; or
 - (2) failing to do any act or thing the Person is required to do;
- is guilty of an offence.
22. Any Person who is convicted of an offence pursuant to the Bylaw is liable on summary conviction to a fine not exceeding ten thousand dollars (\$10,000) and in default of payment of any fine imposed to a period of imprisonment not exceeding six (6) months.

Violation Tickets and Penalties

23. Where a Peace Officer believes that a Person has contravened any provision of this Bylaw, the Peace Officer may commence proceedings against the Person by issuing a Violation Ticket pursuant to the *Provincial Offences Procedures Act*, RSA 2000 c P-24.
24. Where there is a specified penalty listed for an offence in the Fees and Charges Bylaw, that amount is the specified penalty for the offence.
25. Where there is a minimum penalty listed for an offence in the Fees and Charges Bylaw, that amount is the minimum penalty for the offence.
26. This section does not prevent any Peace Officer from issuing a Violation Ticket requiring a Court appearance of the defendant, pursuant to the provisions of the *Provincial Offences Procedures Act*, RSA 2000 c P-24 or from laying an Information in lieu of a Violation Ticket.
27. The levying and payment of any fine or the imprisonment of any period provided in this Bylaw shall not relieve a Person from the necessity of paying any fees, charges, or costs from which that Person is liable under the provisions of this Bylaw or any other Bylaw, including the Fees and Charges Bylaw.
28. The County can exercise discretion in the application of this Bylaw and its contents as defined in Section 529 of the *Municipal Government Act*, RSA 2000 c M-26.
29. If the complainant fails to supply evidence to a Parkland County representative on any issue within this Bylaw, the County may elect not to investigate the complaint.
30. A Peace Officer may use discretion, mediation and provide increased awareness and education in lieu of applying Violation Tickets and penalties.
31. All Violation Tickets issued by the County and heard by the Court are to be supported by witness statements and may require Court attendance by the complainant to validate facts. The final decision to proceed with a specified penalty will be at the discretion of the Court, when the matter is heard, and will be based on supporting evidence.

False Information

32. No person shall provide false or misleading information to any Peace Officer, or Agent of the County.

Interference with a Peace Officer

33. No person shall interfere with or obstruct a Peace Officer in the exercise of their powers and

duties pursuant to this Bylaw.

OWNER/OCCUPANT RESPONSIBILITIES

34. Owners and Occupants shall:

- (1) Promptly advise the County of damaged or missing Carts;
- (2) Utilize only Carts provided by the County for storage of Garbage and Organic Waste for the provision of Collection Services;
- (3) Ensure Garbage placed in Carts is contained in securely tied bags and lids remain closed to prevent access by pets or wildlife;
- (4) Place only Garbage in Waste Carts and only Organic Waste in Green Organic Waste Carts;
- (5) Ensure the Carts are not loaded beyond their capacity of 200lbs (90 kg);
- (6) Use only semi-transparent and securely tied blue plastic bags for Recyclables collection;
- (7) Place only those Recyclables identified by the County, on the County's Website or otherwise identified by the County, for collection on the assigned Collection Day;
- (8) Fold cardboard into flat pieces no larger than 0.5 meters by 1.0 meter and place under Blue Bags for collection;
- (9) Place Carts and Blue Bags on the Roadway with one (1) meter clearance on all sides;
- (10) Ensure lids on Carts are fully closed when placed for Collection on Collection Day;
- (11) Ensure Solid Waste is set out for collection no earlier than 24 hours prior to Collection Day but prior to 7:00 a.m. on Collection Day at the location determined by the County;
- (12) Remove Carts from the Road Right of Way by midnight on each Collection Day unless otherwise directed by the County;
- (13) Remove from the Road Right of Way any uncollected or uncollectable Solid Waste by midnight on the day following Collection Day unless otherwise directed by the County; and
- (14) When not out for collection, ensure the Waste Cart and Green Organic Waste Cart are stored on the property and not in the Road Right of Way.

PROHIBITIONS

35. No Person shall place or set out any Solid Waste for Collection Services unless they hold an active Service Account or are an Occupant of a Residential Premises with an active Service Account.
36. Except for an Agent of the County, including, without limitation, a Collector, no Person other than the Owners or Occupants of the property set out in section 3 shall pick over, remove, disturb, or otherwise interfere with any Solid Waste that has been set out for collection.
37. No Person shall place Solid Waste in a Cart unless they are the Owner or Occupant of the Residential Premises to which the Cart has been assigned.
38. No Person shall set out any Solid Waste or Cart beyond those times specified in this Bylaw.
39. No Person shall leave any Cart on the Road Right of Way beyond 11:59 p.m. on the designated Collection Day.
40. No Person shall place out any carts beyond those that have been assigned to property associated with the Service Account.
41. No Person shall leave any uncollected Solid Waste beyond 11:59 p.m. on the day following the designated Collection Day, unless otherwise directed by the County.
42. No Person shall leave out for collection any material that is not deemed Solid Waste as set out in this Bylaw.
43. No person shall loiter or scavenge at a Transfer Station.
44. No Person shall conduct themselves in a manner that is disrespectful, abusive, or harassing to an Agent of the County, including a Collector, at any time.
45. No Person shall deposit anything other than Organic Waste in the assigned Green Organic

Waste Cart.

- 46. No Person shall transport household Solid Waste, or any material listed in section 2(40) of this Bylaw, and deposit it in a County waste receptacle on public lands. If the refuse is transported in a motor vehicle and / or trailer, and the Person disposing of the Solid Waste cannot be identified, the owner of the said motor vehicle and / or trailer shall be liable for the violation.
- 47. No Person shall fail to properly store the Waste Cart and Green Organic Waste Cart as set out in section 34(14).
- 48. Any Person breaching any part of this Bylaw may be issued a Violation Ticket and/or the County may clean up the Solid Waste or debris and the costs and expenses thereof shall be paid to the County upon demand; failing payment, such costs and expenses shall be added to the tax roll for the property in question.

ENACTMENT/TRANSITION

- 49. Should any provision of this Bylaw be deemed invalid then such invalid provision will be severed from this Bylaw and such severance will not affect the validity of the remaining portions of this Bylaw, except to the extent necessary to give effect to such severance.
- 50. Schedule 'A' forms part of this Bylaw.
- 51. Wabamun Bylaw 09-2019, The Waste Bylaw, is repealed.
- 52. This Bylaw shall come into force and effect on the third reading and signing thereof.

READ A FIRST TIME this 11th day of February, 2025.

READ A SECOND TIME this 11th day of February, 2025.

READ A THIRD TIME and finally passed this 11th day of February, 2025.

SIGNED AND PASSED this 11th day of February, 2025.



Mayor



Chief Administrative Officer

SCHEDULE 'A'
BYLAW 2025-09
BIG LAKE SERVICE AREAS

