

PROVINCE OF QUEBEC  
CITY OF POINTE-CLAIRE

BY-LAW NUMBER PC-2864

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BY-LAW RESPECTING COLLECTION AND  
TRANSPORTATION SERVICES OF  
RESIDUAL MATERIALS

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*In force on April 26, 2017*

AT THE REGULAR MEETING OF THE COUNCIL OF THE CITY OF POINTE-CLAIRE,  
HELD AT CITY HALL, 451, SAINT-JEAN BOULEVARD, POINTE-CLAIRE, QUEBEC,  
ON MARCH 7, 2017, AT 7:30 P.M.

PRESENT: Councillors K. Thorstad-Cullen, C. Homan, J. Beaumont,  
P. Bissonnette, C. Cousineau, J.-P. Grenier, A. Iermieri and  
D. Smith chaired by His Worship Mayor Morris Trudeau forming a  
quorum of council.

AMONGST OTHER BUSINESS TRANSACTED AT SAID  
MEETING WAS THE FOLLOWING:

**BY-LAW NUMBER: PC-2864**

RESOLUTION NUMBER: 2017-141

PROPOSED BY COUNCILLOR SMITH

SECONDED BY COUNCILLOR THORSTAD-CULLEN

AND RESOLVED:



**WHEREAS** a notice of motion of the present by-law has been given beforehand.

**WHEREAS** the City Council declares its jurisdiction as to the collection and transportation of residual materials;

In view of sections 6 and 19 of the "Municipal Powers Act" (C.Q.L.R., Chapter C-47.1);

In view of sections 369 and 411 of the "Cities and Towns Act" (C.Q.L.R., Chapter C-19):

**MUNICIPAL COUNCIL DECREES AS FOLLOWS:**

**DIVISION 1 - DEFINITIONS**

1. In the present By-Law, unless the context means otherwise, the following words and expressions mean:

"Bulky Items": Household residual waste, made out of wood, metal, plastic or any other recyclable material, having a maximum weight of 100 kilograms (220 pounds) which do not exceed 1.8 metres (6 feet) in its longest side and 1.2 metres (4 feet) in its second largest side; the contemplated matters are indicated, but not limited to, in the Category 5 of Appendix "A". Construction materials as well as loose materials such as earth, stone and branches are excluded, except when they are placed in a receptacle;

"Christmas Tree": Natural tree (birch, spruce, pine, fir, etc.) with a trunk diameter of 13 centimetres (5 inches) or less and of a height of 3 meters (10 feet) or less;

"Collection": The collection of recyclable materials, organic materials, food waste, green waste, bulky items, as well as household waste;

"Commercial Establishment": Means a building or part of a building occupied by a person carrying out a commercial activity;

"Food Waste": Materials listed in Category 2 of Appendix "A" of the present By-Law;

"Garbage Can": Reusable, closed and tightly sealed receptacle, specifically designed for the disposal, handling and safe collection of domestic waste, weatherproof and robustly-built, whose opening is larger than its body, equipped with handles and a lid, of a minimum capacity of 40 litres and a maximum capacity of 100 litres and which, once filled, weighs up to 25 kilograms (55 pounds);

"Green Waste": Materials listed in Category 3 of Appendix "A" of the present By-Law;

"Hazardous Household Waste": In a not limited fashion: any corrosive, flammable, toxic or reactive matter that requires a separate collection so as to avoid any environment contamination and any matter that is referred to as such in the provincial regulation respecting hazardous materials (C.Q.L.R., Chapter Q-2, r. 32);



“Household Waste”: Matters intended to be collected for elimination purposes that are not included in any of the Categories in Appendix “A” of the present By-Law;

“Industrial Establishment”: Means a building or part of a building occupied by a person carrying out an industrial activity;

“Institutional Establishment”: Means a place of worship, a school, a library, any public administration establishment, any community or municipal building or any building or part of building occupied by an organization reporting to a municipality or a community organization, excluding any institution contemplated by section 79 of the *Act respecting health services and social services* (Q. R. S., c. S-4.2);

“Multi-Family Building”: Building with 9 or more dwelling units;

“Occupancy Unit”: Any dwelling unit in a residential or mixed building or any industrial, commercial or institutional establishment;

“Occupant”: The owner, the tenant, the emphyteutic occupant, the usufructuary or any person who occupied, in any capacity whatsoever, a building, a commercial, industrial or institutional establishment or a public building;

“Organic Materials”: Mix of food and green materials, contemplated in Categories 2 and 3 of Appendix “A” of the present By-Law;

“Plastic Bag”: Opaque plastic bag with a minimal thickness of 0.04 millimetres, of a capacity of at least 50 litres up to a maximum of 100 litres and which, when filled, will not exceed 25 kilograms in weight;

“Receptacle”: Generally, any rolling bin, plastic or metal garbage can container, non-returnable plastic bag or cardboard box;

“Recyclable Materials”: Materials contemplated in the Category 1 of Appendix “A” of the present By-Law;

“Residual Materials”: Any and all materials that can be collected pursuant to the present By-Law;

“Rolling Bin”: Wheeled bin, of a nominal capacity of 80, 120, 240, 360 or 660 litres, designed to receive solid waste (organic, recyclable or domestic waste), equipped with a lid and a handle allowing that it be emptied in a collection vehicle via an automatic device or automated arm. The bin must conform to the specifications indicated in Appendix “B”;

“Upholstered Object”: Furniture of which the structure or part of the structure is upholstered or covered with fabric, leather or any other covering material such as sofas, armchairs, chairs, mattresses, bed bases and any other comparable object;

“Waste Disposal Container”: Metal (or rigid plastic) receptacle of a capacity of 1 to 40 cubic yards, equipped with a lid.

## **DIVISION 2 - DEFINITIONS**

2. The collection of household waste, in Sector A of the City, as shown in Appendix "C" of the present By-Law, is provided on every second Tuesday, beginning on April 11<sup>th</sup>, 2017;

The collection of household waste, in Sector B of the City, as shown in Appendix "C" of the present By-Law, is provided on every second Tuesday, beginning on April 4<sup>th</sup>, 2017;

The collection of recyclable materials, in the entire City territory, is provided on every Monday, beginning on April 3<sup>rd</sup>, 2017;

The collection of organic materials, food waste and green waste, in the entire City territory, is provided on every Monday, beginning on April 3<sup>rd</sup>, 2017;

The collection of bulky items, in the entire City territory, is provided on the first Tuesday of the months of June and July and on the second Tuesday of the months of August and September of each year. Should the first Monday of July be Canada Day (July 1<sup>st</sup>), the collection is postponed on the following Tuesday.

The special leaves collection, in the entire City territory, is provided on the first Monday of the month of May, on the second Monday of the month of July, on the last Monday of the month of October and on the second Monday of the month of November, of each year.

The special Christmas trees collection, in the entire City territory, is provided on the first Monday of January of each year. However, should that first Monday be January 1<sup>st</sup> or 2<sup>nd</sup>, the collection is postponed to the following Monday.

The hazardous household waste are collected twice a year, in the parking lot located at the back of Pointe-Claire City Hall, located at 451 Saint-Jean Boulevard, at dates to be published on the City electronic billboards at least 30 days prior to any such date.

3. The collections are provided from 7:00 a.m. during days referred to in Section 2.

## **DIVISION 3 – NATURE AND QUANTITY**

4. For the purposes of the collection of household waste:

(1) None of the following materials may be deposited for collection:

- (a) Materials listed in Categories 1 to 5 of Appendix "A" of the present By-Law;
- (b) A material referred to by the provincial regulation respecting hazardous materials (C.Q.L.R., c. Q-2, r. 29);
- (c) Any device referred to by the regulation respecting halocarbons (C.Q.L.R., c. Q-2, r. 29);
- (d) Any material referred to by the regulation respecting the recovery and reclamation of products by enterprises (C.Q.L.R., c. Q-2, r. 40.1)

- (e) Construction materials as well as materials resulting from demolition or renovation works;
  - (f) Tires;
- (2) Only residential occupancy units and institutional establishments are serviced;
- (3) The collected quantities, by type of residential building, are set-out as follows:

Type of building	Maximum quantity for an occupancy unit
Single-family dwelling	Maximum 360 litres 1 rolling bin, or 1 garbage can, or 3 plastic bags
2 to 8 dwellings	Maximum 360 litres 1 rolling bin, or 1 garbage can, or 3 plastic bags
9 dwellings or more	The lesser of: - Maximum 360 litres, or - maximum of 12 rolling bins per building, or - combination of containers with a maximum capacity resulting from this formula: (number of dwellings x 0.47 cubic yard) per building

- (4) A maximum limit of 720 litres per institutional establishment is set.
5. For the purposes of the collection of recyclable materials:
- (1) Only materials listed in Category 1 of Appendix "A" of the present By-Law may be deposited for collection;
  - (2) The materials listed in Categories 2 to 5 of Appendix "A" of the present By-Law, as well as those listed in sub-sub paragraphs 4(1<sup>st</sup>)(b) to 4(1<sup>st</sup>)(f) cannot be deposited for collection;




- (3) The collected quantities, by type of residential building, are set out as follows:

Type of building	Maximum quantity for the building
Single-family dwelling	720 litres; or, 2 – 360 rolling bins maximum
2 to 8 dwellings	The lesser of : - 720 litres by occupancy unit; or - Maximum 12 – 360 litres rolling bins
9 - 59 dwellings	The highest of : - 7 290 litres; or - 12 rolling bins maximum
60 dwellings and more	- Maximum of 3 containers that do not exceed 18 cubic yards in total; or - Maximum of 12 - 660 litres rolling bins

- (4) A maximum limit of 12 receptacles referred to in Section 13, without exceeding a total maximum capacity is set for each industrial, commercial or institutional establishment.

6. For the purposes of the collection of organic materials:

- (1) Only materials listed in Categories 2 and 3 of Schedule 1 of the present By-Law may be deposited for collection;
- (2) The materials listed in Categories 1, 4 and 5 of Appendix "A" of the present By-Law, as well as those listed in sub-sub paragraphs 4(1<sup>st</sup>)(b) to 4(1<sup>st</sup>)(f), cannot be deposited for collection;
- (3) The collected quantities, by type of residential building, are set out as follows:

Type of building	Maximum quantity for the building
Single-family dwelling	720 litres; or, 2 – 360 rolling bins maximum
2 to 8 dwellings	The lesser of : - 720 litres by occupancy unit; or Maximum 12 – 360 litres rolling bins
9 - 59 dwellings	- 4 320 litres; or - 12 – 360 litres rolling bins maximum
60 dwellings and more	- Maximum of 3 containers that do not exceed 18 cubic yards in total; or Maximum of 12 - 660 litres rolling bins

- (4) A maximum limit of 12 receptacles referred to in Section 14, without exceeding a total maximal capacity set out for any institutional establishment;
  - (5) A maximum limit of 720 litres is set out for any commercial or industrial building.
7. For the purposes of the collection of bulky items:
- (1) Only materials listed in Category 5 of Appendix "A" of the present By-Law may be deposited for collection;
  - (2) The materials listed in Categories 1 to 4 of Appendix "A" of the present By-Law, as well as those listed in sub-sub paragraphs 4(1<sup>st</sup>)(b) to 4(1<sup>st</sup>)(f), cannot be deposited for collection;
  - (3) Residential occupancy units are the only ones to be serviced;
  - (4) A maximum limit of 10 items, that must not exceed 5 cubic metres (5m<sup>3</sup>), is set out for residential occupancy unit.

### **DIVISION 3 - RECEPTACLES**

8. Receptacles supplied by the City to serviced occupancy units for the collection of residual matters remain City property.
- These receptacles are linked to the serviced occupancy unit and may not be used for any other occupancy unit.
9. The occupant of the serviced occupancy unit must indicate their address in the space provided for that purpose on the City supplied receptacle.
10. The use of a receptacle that is not in good condition, namely clean, leak-free and damage-free, that is dangerous to handle or that does not retain residual matters is prohibited.
11. Any garbage can must be maintained clean, dry and in good condition.
- The owner's address must be indicated on the side of the garbage can.
12. Household waste must be set out for collection in any of the following:
- (1) For any residential building of 8 dwelling units or less:
    - (a) Rolling bin with a maximum capacity of 360 litres;
    - (b) Garbage bin;
    - (c) Plastic bag;

- (2) For any multi-family building of 9 dwelling units or more and for any institutional establishment:
- (a) Rolling bin with a capacity of either 360 litres or 660 litres;
  - (b) Waste disposal container, with a capacity of 1 to 10 cubic yards, with a closed lid, and a lifting system so designed so that it can be emptied through rear loading or through crane collection;
  - (c) "Roll-off" waste disposal container with a capacity of 30 to 40 cubic yards, designed to be kept inside a building.
13. Recyclable materials must be set out for collection in any of the following:
- (a) City supplied rolling bin with a capacity of either 80, 120 or 240 litres;
  - (b) Waste disposal container, with a capacity of 1 to 10 cubic yards, with a closed lid and a lifting system so designed so that it can be emptied through rear loading or through crane collection.
14. Organic materials must be set out for collection in any of the following:
- (a) City supplied rolling bin with a capacity of either 80, 120 or 240 litres;
  - (b) Waste disposal container with a capacity of 1 to 3 cubic yards, with a closed lid and a lifting system so designed that it can be emptied through rear loading or through crane collection.
15. Bulky items, on the collection days established under paragraph 2(5<sup>th</sup>), must be set out for collection in any of the following:
- (a) Cardboard box with a maximum length of 1.5 metres and a maximum weight of 25 kilograms when full;
  - (b) Garbage can;
  - (c) Attached in bundles having a maximum diameter of 50 centimetres, a maximum length of 1 metre and a maximum weight of 25 kilograms;
- Despite the foregoing, a bulky item too large to be placed in one of the above-mentioned receptacles may be set out for collection on its own. In such case, any and all doors, lids or other similar devices must be completely removed.
16. Leaves, on the collection days established under paragraph 2(6<sup>th</sup>), must be set out for collection in any of the following receptacles:
- (a) City supplied rolling bin with a capacity of either 80, 120 or 240 litres;
  - (b) Paper bag with a maximum weight of 25 kilograms (55 pounds) when full.
17. Christmas trees, on the special collection day established for that purpose, must be set out for collection:
- (a) As such;
  - (b) In a cardboard box with dimensions that do not exceed the maximum dimensions for such tree.



**DIVISION 4 - DEPOSIT OF MATERIALS**

18. Receptacles and residual materials, with the exception of household waste in plastic bags, must be set out between 6:00 p.m. the evening before the collection and 7:00 a.m. on the day of the collection.

Household waste in plastic bags cannot be set out for collection before 6:00 a.m. on the day of the collection.

19. Any and all receptacles and residual materials from a same building must be gathered in one place, next to the driveway, in front of the building, as close as possible to the roadway, leaving the sidewalk clear, in a safe and orderly manner and so as to avoid scattering.

In the absence of a driveway, receptacles and residual materials must be placed on the ground in front of the building, leaving the sidewalk clear.

If there is no free space on the ground in front of the building, receptacles and residual materials must be placed on the sidewalk in front of the building next to the roadway.

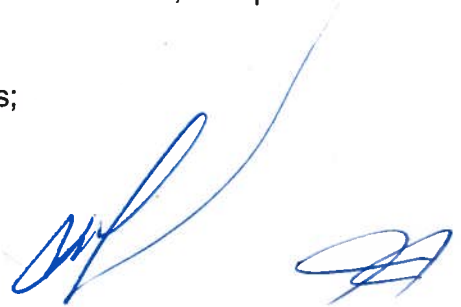
If there is no sidewalk, receptacles and residual materials must be placed as close as possible to the public roadway.

20. After collection, receptacles and residual materials must be put away no later than 10:00 p.m. on the day of the collection.

**DIVISION 5 - PROHIBITIONS**

21. No person may:

- (1) Turn over or tear residual material receptacles set out for collection;
- (2) **Search in or empty or spill the content of residual material receptacles** set out for collection;
- (3) Deposit residual materials in a receptacle belonging to a third party or on a private or public property belonging to a third party;
- (4) Use a rolling bin supplied by the City for purposes other than the storage and collection of residual materials for which it was intended;
- (5) Use plastic bags, even biodegradable or compostable ones, for any collection of organic materials or leaves;
- (6) Block the roadway or sidewalk with residual materials or containers, except in the case contemplated by paragraph 19(3<sup>rd</sup>);
- (7) Block the access to the residual materials or receptacles;



- (8) Modify, alter or destroy a City-supplied rolling bin;
- (9) Hide or eliminate the address, City logo, pictograms and identification number of a receptacle;
- (10) Set out for collection purposes anything that could cause damage, namely by combustion, corrosion, radioactivity or explosion;
- (11) Set out for collection purposes residual materials that have sharp, cutting or pricking parts.

#### **DIVISION 6 - APPLICATION**

22. Every Peace Officer as well as any City Officer or employee responsible for applying this By-Law is authorized to visit and inspect, at any reasonable hour, any movable or immovable property for the purposes of application of this By-Law

#### **DIVISION 7 - PENALTIES**

23. Any person who contravenes any provision of this By-Law commits an offence and is liable, with costs:
- (1) In the case of an individual:
    - (a) For a first offence, to a fine of \$ 200 to \$ 2 000;
    - (b) For any repeated offence, to a fine of \$ 400 to \$ 2 000;
  - (2) In the case of a legal person:
    - (a) For a first offence, to a fine of \$ 500 to \$ 2 000;
    - (b) For a repeated offence, to a fine of \$ 1 000 to \$ 4 000.



**DIVISION 8 – FINAL PROVISIONS**

24. The By-Law number PC-2746 respecting the collecting, removal and disposal of waste and recyclable materials, as well as any and all its amendments shall be repealed on the day the present By-Law will come into force.
25. The present By-Law shall come into force at the latest of the 2 following dates:
- (1) April 1<sup>st</sup>, 2016; or
  - (2) The day it will be published.



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Morris Trudeau, Mayor



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Jean-Denis Jacob, City clerk

**APPENDIX A**

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**CLASSIFICATION OF RESIDUAL MATERIALS  
(ARTICLE 4)**

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**Category 1: Recyclable materials**

Residual materials that may be recycled in order to be reused in a production cycle:

Cellulose fibres

Newspaper

Glossy paper (circulars, magazines, etc.)

Fine paper (stationary)

Kraft paper (brown paper bags, grocery bags)

Books

Telephone directories

Envelopes with or without windows

File folders

Clean labels of containers

Corrugated cardboard (heavy cardboard)

Flat cardboard (cereal boxes, etc.)

Moulded pulp (egg boxes, tubes and rolls, etc.)

Multilayer containers (juice boxes, dairy product containers, frozen food boxes, etc.)

Glass

Containers such as glass jars and bottles, whatever form or color.



Plastic

Plastic containers and wrappings identified by the numbers 1, 2, 3, 4, 5, and 7.

Containers for soft drinks, spring water, food products, household cleaning products and health and body care products, maximum volume of 20 litres

Gardening pots

Lids

Non-compostable plastic wraps (grocery bags, shopping bags, bread bags, food bags, dry cleaning bags, rinsed milk bags, etc.)

Metal

Containers such as aluminum cans and tins

Metal lids

Plates

Tins

Steel and aluminum foil

**Category 2: Food waste (raw, cooked or spoiled, including shells and bones)**

Organic materials that can be recycled through composting to produce compost or energy:

Fruits and vegetables

Meat, poultry, fish and seafood

Dairy products

Grain products such as breads, cakes, cereals, pasta, rice, etc.

Eggs

Nuts and shells

Coffee beans, grounds, and filters

Tea and herbal tea bags

Soiled paper and cardboard (newspapers, facial tissues, paper towels, pizza boxes, napkins, French fry containers, paper muffin moulds, bags, etc.)

Waste containing oils, vegetable fat, sauces and dressings

Cooled untreated wood ash

Toothpicks

Pet food

Hair, animal hairs and feathers

### **Category 3: Green waste**

Organic materials that can be recycled through composting to produce compost or energy:

Waste from land cleaning, weeding and scraping

Gardening waste

Vegetable garden and fruit tree waste

Dead leaves

Branches less than 1 m long and 5 cm in diameter

Wood shavings and twigs

Sawdust and straw

Grass clippings

### **Category 4: Christmas trees**

Natural tress (e.g. fir, pine, spruce, birch) no bigger than:

a) Trunk diameter: 13 cm (5 inches)

b) Height: 3 m (10 feet)

**Category 5: Bulky items**

Residual materials designating residential bulky items made of wood, metal, plastic or any other recyclable material:

Antennas

Household appliances of all sizes (kitchen stove, toaster, etc.) excluding appliances containing halocarbons (refrigerator, freezer, air conditioner, dehumidifier, water cooler)

Cabinets

Bathtubs

Bookcases

Desks

Chairs

Filing cabinets

Dressers

Tubs

Showers

Sinks

Windows

Filters

Large cardboard boxes

Washbasins

Furniture, excluding upholstered objects

Mirrors

Rigid plastic and packing plastic

Doors

Posts

Hot water tanks

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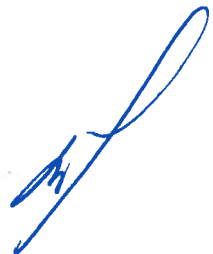
Tables

Carpets

Toilettes

Springboards

Bicycles

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## APPENDIX B

### WHEELED BIN FOR THE COLLECTION OF RECYCLABLE MATERIALS

#### (ARTICLE 1)

Material:

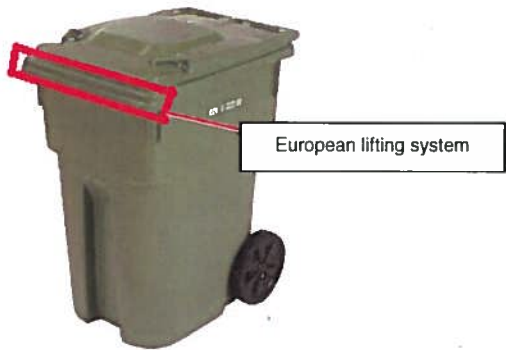
Weather-resistant high density polyethylene.

Size :

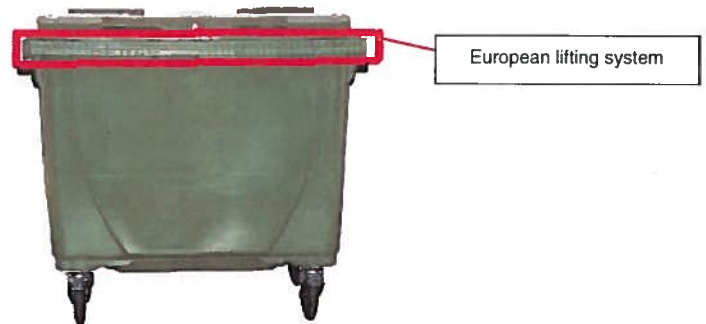
Models (litres)	80	120	240	360	660
Number of wheels	2	2	2	2	4
Volume	34Kg (75 lb)	50 Kg (110 lb)	67 Kg (150 lb)	100 Kg (220 lb)	270 Kg (595 lb)

General specifications :

- (1) The cover must be attached with a solid hinge, be easy to lift and be water tight and odor tight when closed;
- (2) All the edges of the bin must be perfectly rounded to prevent accidents;
- (3) The bin must not flip over when open, even if empty;
- (4) The bin's lifting system must be compatible with the European lifting system (automatic or semi-automatic mechanical lift);



*Green wheeled bin: 120 to 360 litres.*



*Green wheeled bins: 660 litres.*

Front loading waste disposal container

Non conforming



Rear loading waste disposal container

Conforming



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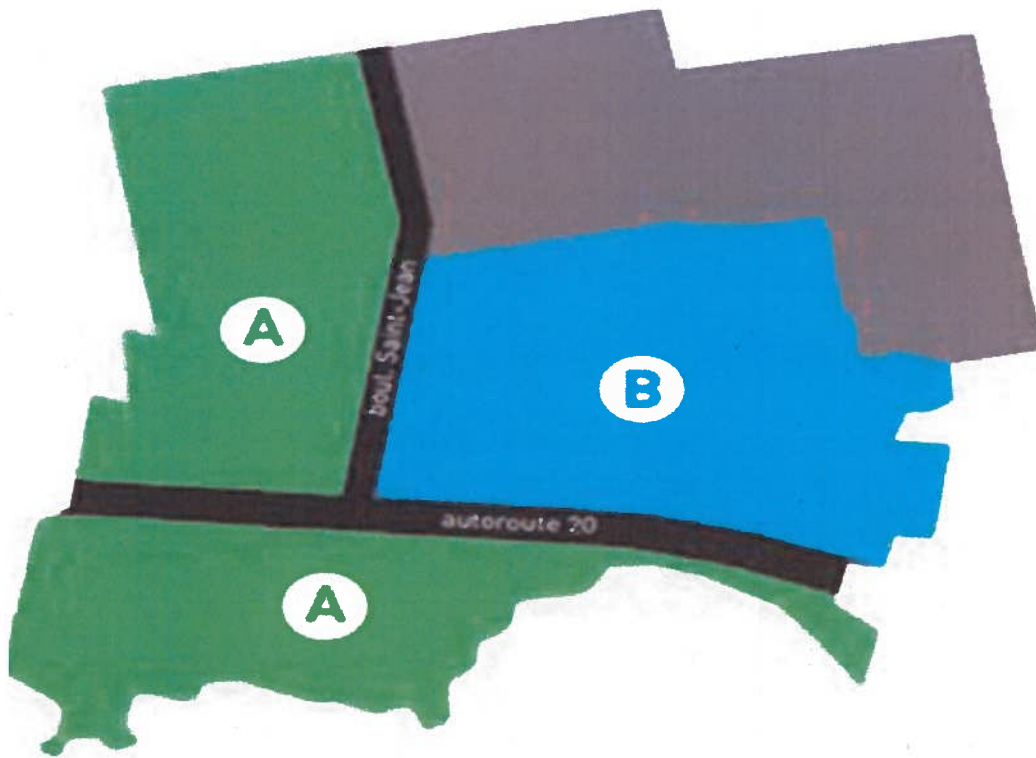
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APPENDIX C

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PLAN ILLUSTRATING SECTORS «A» AND «B»  
(ARTICLE 2)

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