



CORPORATION OF THE CITY OF KINGSTON

Ontario

By-Law Number 2014-5

A By-Law To Provide For And Regulate A Solid Waste Management System For The Corporation Of The City Of Kingston

Passed: December 17, 2013

As Amended By By-Law Number:

By-law Number	Passed on:
2016-160	September 6, 2016
2021-104	July 13, 2021

(Office Consolidation)

City Of Kingston By-Law Number 2014-5

**A By-Law To Provide For And Regulate A Solid Waste Management System For
The Corporation Of The City Of Kingston**

Index	
Part 1.	Definitions
Part 2.	Application & Interpretation
Part 3.	Administration
Part 4.	Authority of the Manager
Part 5.	Conditions
Part 6.	Waste Management Facilities
Part 7.	Enforcement and Penalties
Part 8.	Severability
Part 9.	Short Title
Part 10.	Effective Date
Schedule "A"	Level of Service for Eligible Properties
Schedule "B"	Unacceptable Items for Garbage Collection
Schedule "C"	Household Organics
Schedule "D"	Recyclable Materials
Schedule "E"	Municipal Hazardous or Special Waste (MHSW)
Schedule "F"	Yard Waste
Schedule "G"	Level of Service for Waste Management Facilities for Eligible Properties
Schedule "H"	Level of Service for Free Waste Receptacles for Eligible Properties

By-Law Number 2014-5

A By-Law To Provide For And Regulate A Solid Waste Management System For The Corporation Of The City Of Kingston

Passed: December 17, 2013

Whereas the Council of the Corporation of the City of Kingston may pass By-laws respecting waste management in the City;

Whereas section 434.1(1) of the Municipal Act, 2001, as amended from time to time, provides that a municipality may require a person, subject to such conditions as the municipality considers appropriate, to pay an administrative penalty if the municipality is satisfied that the person has failed to comply with a by-law of the municipality passed under this Act;

Now Therefore the Council of the Corporation of the City of Kingston hereby enacts as follows:

(By-Law 2014-5; 2021-104)

Index

Part I – Definitions	Page 4
Part 2 – Application & Interpretation	Page 14
Part 3 – Administration	Page 14
Part 4 – Authority of the Manager	Page 14
Part 5 – Conditions	Page 15
Part 6 – Waste Management Facilities	Page 20
Part 7 – Enforcement and Penalties	Page 20
Part 8 – Severability	Page 21
Part 9 – Short Title	Page 21
Part10 – Effective Date	Page 21
Schedule “A” – Level of Service for Eligible Properties	Page 22
Schedule “B” – Unacceptable Items for Garbage Collection	Page 27
Schedule “C” – Household Organics	Page 28
Schedule “D” – Recyclable Materials	Page 29
Schedule “E” – Municipal Hazardous or Special Waste (MHSW)	Page 30
Schedule “F” – Yard Waste	Page 31
Schedule “G” – Level of Service for Waste Management Facilities for Eligible Properties	Page 32
Schedule “H” – Level of Service for Free Waste Receptacles for Eligible Properties	Page 34

Part I – Definitions

1. In this By-law:
 - 1.1. “Administrative Penalty” means an administrative penalty administered pursuant to “By-Law 2020-69 of the Corporation of the City of Kingston being “A By-Law to Establish a Process for Administrative Penalties.
 - 1.2. “Ashes” means the solid residue of any household fuel after such fuel has been consumed by fire.
 - 1.3. “Biodegradable Products Institute (BPI)” means the Biodegradable Products Institute (BPI)
 - 1.4. "Blue Box" means a plastic box which is provided by the City, or a plastic box comparable in weight and dimensions to a City provided Blue Box that is able to hang onto the side of collection trucks, for the collection of Recyclable Materials.
 - 1.5. “Boxboard” means thick paper packaging without a corrugated core.
 - 1.6. “Cardboard” means paper packaging with a corrugated core.
 - 1.7. “City” and “City of Kingston” means the City of Kingston, as incorporated on January 1, 1998.
 - 1.8. “Collectable” means Garbage, Household Organics, Recyclable Materials, and Yard Waste, which may be collected at curbside or at a Collection Point in accordance with the provisions of this By-law.
 - 1.9. “Collection Operator” means staff retained to collect, remove and transport Waste, whether employed by a Contractor or directly by the City.
 - 1.10. “Collection Point” means the area that has been designated by the Manager for the Set Out and municipal collection of Garbage, Household Organics, Recyclable Materials, Yard Waste or any other Collectable Waste, or for Waste collected by a 3rd Party Contractor in the Special Collection Area, shall mean the location the Waste is Set Out for collection.”
 - 1.11. “Commercial Properties” means properties in the commercial property class that are located in the Special Collection area, that apply and pay for municipal Garbage service under By-law 2005-260, or receive Waste collection by a 3rd Party Contractor, or their sub-contractor.
 - 1.12. “Compostable plastic bags” means compostable liner bags certified by the Biodegradable Products Institute (BPI) and showing the BPI symbol.
 - 1.13. “Contractor” means any individual, firm, company or corporation and its employees or agents with whom the City has entered into a contract or agreement for the collection, processing, marketing, transfer or disposal of Waste.
 - 1.14. “Council” and “City Council” means the Council of the City of Kingston.
 - 1.15. “Disposal Services” means those facilities, equipment, programs and services of the Solid Waste Management System received after collection for transfer, transportation, landfill and related services.

(By-Law number 2014-5; 2016-160)

Part I – Definitions cont’d

1.16. “Diversion” means those facilities, equipment, programs and services of the Solid Waste Management System operated for the purpose of diverting Waste from landfill, including but not limited to, recycling, composting and Municipal Hazardous or Special Waste.

1.17. “Eligible Property” means one of the following:

(a) For Garbage collection:

- i. any property in the residential Property Class containing at least one Residential Unit with the exception of condominium properties and co-operative housing properties;
- ii. entire residential condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties, and commercial properties within the Special Collection area, that apply and pay for municipal Garbage service under By-law 2005-260;
- iii. places of worship, except uses that are accessory or ancillary to the place of worship;
- iv. shelters for homeless Persons and victims of violence;
- v. the “Almost Home” facility located at 118 William Street when it provides accommodation for families who are in Kingston with a child receiving special medical care;
- vi. City property that has not been rented, leased or otherwise provided to a third party;
- vii. daycares that are in the residential Property Class, residential with commercial unit Property Class or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that apply and pay for municipal Garbage service under By-law 2005-260;
- viii. home occupations including but not limited to hairdressers, doctors, lawyers, engineers, bookkeepers, etc. that are in the residential Property Class containing at least one Residential Unit or the Residential with commercial unit Property Class containing at least one Residential unit or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that apply and pay for municipal Garbage service under By-law 2005-260; and
- ix. other property as designated by the Manager.

(By-Law number 2014-5; 2016-160)

Part I – Definitions (c) cont'd

(b) For Household Organics collection:

- i. any property in the residential Property Class containing at least one Residential Unit with the exception of condominium properties and co-operative housing properties;
- ii. entire residential condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request Household Organics collection;
- iii. places of worship, except uses that are accessory or ancillary to the place of worship;
- iv. shelters for homeless Persons and victims of violence;
- v. schools that apply and pay for municipal organics collection under By-law 2005-10;
- vi. City property that has not been rented, leased or otherwise provided to a third party;
- vii. daycares that are in the residential Property Class, residential with commercial unit Property Class or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request Household Organics collection;
- viii. Home occupations including but not limited to hairdressers, doctors, lawyers, engineers, bookkeepers, etc. that are in the residential Property Class containing at least one Residential Unit or the Residential with commercial unit Property Class containing at least one Residential unit or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request Household Organics collection; and
- ix. other property as designated by the Manager.

(c) For recycling collection:

- i. any property in the residential Property Class containing at least one Residential Unit with the exception of condominium properties and co-operative housing properties;
- ii. entire residential condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request municipal service;
- iii. places of worship, except uses that are accessory or ancillary to the place of worship;
- iv. shelters for homeless Persons and victims of violence;
- v. City property that has not been rented, leased or otherwise provided to a third party;

Part I – Definitions (c) cont’d

- vi. daycares that are in the residential Property Class, residential with commercial unit Property Class or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request municipal service;
- vii. home occupations including but not limited to hairdressers, doctors, lawyers, engineers, bookkeepers, etc. that are in the residential Property Class containing at least one Residential Unit or the Residential with commercial unit Property Class containing at least one Residential unit or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request municipal service; and
- viii. other property as designated by the Manager.

(d) For Yard Waste collection:

- i. any property in the residential Property Class containing at least one Residential Unit with the exception of condominium properties and co-operative housing properties;
- ii. entire residential condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that apply and pay for municipal Garbage service under By-law 2005-260;
- iii. places of worship, except uses that are accessory or ancillary to the place of worship;
- iv. shelters for homeless Persons and victims of violence;
- v. the “Almost Home” facility located at 118 William Street when it provides accommodation for families who are in Kingston with a child receiving special medical care;
- vi. City property that has not been rented, leased or otherwise provided to a third party;
- vii. daycares that are in the residential Property Class, residential with commercial unit Property Class or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request municipal service;
- viii. home occupations including but not limited to hairdressers, doctors, lawyers, engineers, bookkeepers, etc. that are in the residential Property Class containing at least one Residential Unit or the Residential with commercial unit Property Class containing at least one Residential unit or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request municipal service; and
- ix. other property as designated by the Manager.

(e) For Municipal Hazardous or Special Waste delivery:

- i. any resident of the City;

Part I – Definitions (c) cont’d

- ii. any business that generates Municipal Hazardous or Special Waste in quantities sufficient for the small quantity exemption to apply subject to payment of applicable Fees;
 - iii. any resident from another municipality that has a service agreement with the City.
- (e) Any other property approved by Council for any Waste service.
- (f) For Recyclable Materials delivery:
- i. any resident of the City;
 - ii. any property in the residential, condominium, co-operative housing , multi-residential, new multi-residential Property Class;
 - iii. any IC&I business that generates Recyclable Materials in the City, subject to payment of applicable Fees; and
 - iv. any resident from another municipality that has a service agreement with the City.
- (g) For Yard Waste Delivery:
- i. any resident of the City;
 - ii. any property in the residential, condominium, co-operative housing , multi-residential, new multi-residential Property Class;
 - iii. any IC&I business that generates Yard Waste in the City, subject to payment of applicable Fees;
 - iv. any resident from another municipality that has a service agreement with the City.

(By-law Number 2014-5; 2016-160)

(h) Any other property approved by Council for any Waste service.

- 1.17. “Fee” means any monies payable as determined by the City for Garbage Bag Tags, additional blue or grey recycling boxes, kitchen containers, backyard composters, the disposition of any Waste at any facility, or for any other service as provided in accordance with this By-law.
- 1.18. “Ft” means feet.
- 1.19. “Garbage” means solid, non-hazardous Waste other than Unacceptable Items as described on Schedule “B”.
- 1.20. “Garbage Bag Tag” means a sticker, tab, tie or label approved by the City for the purpose of identifying any Garbage Receptacles for collection above the Garbage Limit.
- 1.21. “Garbage Limit” means the maximum allowable number of Garbage Receptacles that may be Set Out without a Garbage Bag Tag, as described on Schedule “A”.

2. Part I – Definitions (c) cont'd

2.1. "Garbage Receptacle" means:

- (a) a rigid container having:
 - i. a watertight lid which can be easily removed to facilitate collection;
 - ii. molded or attached handles designed for lifting;
 - iii. a capacity no greater than 135 litres (30 imperial gallons);
 - iv. a diameter which is smaller at the bottom than at the top; or
- (b) a plastic bag:
 - i. with a capacity no greater than 135 litres (30 imperial gallons);
 - ii. capable of being closed or tied and containing the Garbage without tearing; or
- (c) a tied bundle:
 - i. that is no greater in volume than 135 litres (30 imperial gallons); or
- (d) a sealed Cardboard box containing only broken glass and marked "BROKEN GLASS" so that it is visible to the Collection Operator.

2.2. "Green Bin" means a Household Organics Receptacle.

2.3. "Grey Box" means a plastic box which is provided by the City, or a plastic box comparable in weight and dimensions to a City provided Grey Box that is able to hang onto the side of collection trucks, for the collection of Recyclable Materials.

(By-Law number 2014-5; 2016-160)

2.4. "Home Health Care Waste" means items used for personal home health care and includes but is not limited to:

- (a) empty and rinsed colostomy bags;
 - (b) empty and rinsed gastric and nasal tubes;
 - (c) incontinence products;
 - (d) intravenous bags and tubing;
 - (e) sponges;
 - (f) any other material deemed Home Health Care Waste by the Manager;
- but does not include:
- (g) Pathological Waste;
 - (h) hypodermic needles, syringes or sharps.

(By-Law number 2014-5; 2016-160)

Part I – Definitions (c) cont’d

- 2.5. “Home Occupation” means an occupation except for the keeping of boarders or roomers, which, subject to Section 5.20(v) under By-law 8499 shall be conducted solely and entirely by a member or members of the family resident within the place of residence.
- 2.6. “Household Hazardous Waste” means Municipal Hazardous or Special Waste.
- 2.7. “Household Organics” means kitchen food Waste and any other organic material collected separately in Household Organics Receptacles for the purpose of composting as determined by the City and described on Schedule “C” of this By-law.
- 2.8. “Household Organics Receptacle” means a green bin as provided by the City for containing Household Organics and not a kitchen container.
- 2.9. “In” means inches when used as a measurement.
- 2.10. “Industrial, Commercial and Institutional (IC&I)” means Industrial, Commercial and Institutional businesses.
- 2.11. “KARC” means the Kingston Area Recycling Centre located at 196 Lappan’s Lane or such other sites as duly identified.
- 2.12. “Kg” means kilograms.
- 2.13. “Kraft Paper Bag” means a compostable paper bag designed and manufactured specifically for the handling of Household Organics and/or Yard Waste.
- 2.14. “Lb” means pounds.
- 2.15. “Liquid Waste” means Waste which is not solid and which exhibits evidence of free water, or other liquids, whether or not contained.

Part I – Definitions cont’d

- 2.16. “M” means metres.
- 2.17. “Manager” means the Manager of the Solid Waste Division for the City, or designate.
- 2.18. “Multi-Residential Property” and “New Multi-Residential Property” means a property containing seven (7) or more Residential Units.
- 2.19. “Municipal Hazardous or Special Waste” means the items referred to as Municipal Hazardous or Special Waste on Schedule “E”, and any other Waste material designated as Municipal Hazardous or Special Waste by Provincial statute and/or the City, also referred to as Household Hazardous Waste.
- 2.20. “Occupant” has the same meaning as “occupier” as defined in the *Occupiers’ Liability Act* further described as any Owner, lessee, tenant, agent, authorized employee or Person otherwise in care and control of any property.
- 2.21. “Officer” means a Provincial Offences Officer as appointed by the City and includes a Police Officer.

(By-Law number 2014-5; 2016-160)

- 2.22. “On-Site Waste Collection” means the collection of Waste from storage areas located on Private Property.
- 2.23. “Owner” means a Person, corporation, partnership or any other legal entity that is the registered owner of a property, land or premise.
- 2.24. “Pathological Waste” means bandages, dressings, drugs, medicines, needles, poultices, syringes, vaccines, vials and other similar materials or substances which contain or could reasonably be expected to contain pathogenic bacteria or micro-organisms or could reasonably be expected to be infectious, hazardous or dangerous and anything designated as Pathological Waste under the *Environmental Protection Act* Regulation 347.
- 2.25. “Penalty Notice” means a notice given pursuant to sections 2.2 and 2.4 of “By-Law 2020-69 of the Corporation of the City of Kingston being “A By-Law to Establish a Process for Administrative Penalties.
- 2.26. “Person” means any individual, corporation, partnership or trust and, in the case of a corporation, any director, employee, or agent acting on behalf of the corporation.
- 2.27. “Polycoat” means paper based packaging with a coating.
- 2.28. “Private Property” means property which is privately owned and is not the City’s property, or property of a local board, or property of the Crown in Right of Ontario, the Crown in Right of Canada or any emanations thereof, unless it is leased to a Person or corporation not listed above.
- 2.29. “Property Class” means a class of real property prescribed under the *Assessment Act*, R.S.O. 1990, c. A-31.
- 2.30. “Public Property” means any property, which is owned or leased by the City, or property of a local board.
- 2.31. “Receptacle” means a Garbage Receptacle, Recycling Receptacle, Yard Waste Receptacle, or Household Organics Receptacle approved by the City.

Part I – Definitions cont’d

- 2.32. “Recyclable Materials” means any material designated by O. Reg. 101/94 under the *Environmental Protection Act*, as amended, or otherwise designated by the City as a material to be collected for the purpose of recycling as described on Schedule “D”.
- 2.33. “Recycling Receptacle” means:
- (a) a Blue or Grey Box that is used for the collection of Recyclable Materials; or
 - (b) a wheeled cart provided by the City for the collection of Recyclable Materials.
- 2.34. “Residential Unit” means a self-contained place of residence approved by the City and recognized by the Municipal Property Assessment Corporation, with its own culinary and sanitary facilities provided for the exclusive use of the Person or Occupant who reside therein.
- 2.35. “Scheduled Collection Day” means a day of Waste collection for a particular geographic area within the City, or a day of Waste collection scheduled by a Commercial Property in the Special Collection Area to be collected by a 3rd Party Contractor.
- 2.36. “Set Out” means to place, or permit to be placed, Waste at any location on Private Property or Public Property for the purpose of municipal Waste collection or collection by a 3rd Party Contractor.
- 2.37. “Solid Waste Management System” means facilities and equipment used in, and operations carried out for the management and Diversion of Waste by the City including but not limited to planning, collection, handling, transfer, transportation, storage, processing, marketing, and/or disposal.
- 2.38. “Special Collection Area” means the Downtown Kingston Business Improvement Area, and for the purposes of this By-law, will also include properties with frontage on Princess Street, between the boundaries of the west side of Division Street and the south sides of Bath Road / Concession Street.
- 2.39. “Special Collection Events” means special curbside collection events operated by the City within the City. Example: curbside battery recycling program.
- 2.40. “Styrofoam” means expanded polystyrene.
- 2.41. “Tagged” means having an Unacceptable Set Out Tag attached.
- 2.42. “3rd Party Contractor” means any individual, firm, company or corporation and its employees or agents with whom Commercial Properties has hired or entered into a contract or agreement for the collection, processing, marketing, transfer or disposal of Waste.
- 2.43. “Topped Up” means filling a Receptacle to the top.
- 2.44. “Unacceptable Set Out Tag” means a notice tag or sticker left by the Collection Operator advising the Occupant that Waste materials have been Set Out in violation of the requirements as described in this By-law.

(By-Law number 2014-5; 2016-160)

Part I – Definitions cont’d

- 2.45. “Unacceptable Item” means an item described as unacceptable on Schedule “B”, “C”, “D”, “E” or “F”.
- 2.46. “Waste” means Garbage, Household Organics, Recyclable Materials, Yard Waste, and Municipal Hazardous or Special Waste.
- 2.47. “Waste Management Facility” means any facility used to receive, transfer, process or dispose of Waste including:
- (a) the Material Recovery Facility located at KARC;
 - (b) the Municipal Hazardous or Special Waste facility located at KARC;
 - (c) the Yard Waste transfer site located at KARC;
 - (d) any other facility authorized by law.
- 2.48. “Yard Waste” means the items described on Schedule “F”.
- 2.49. “Yard Waste Receptacle” means:
- (a) an open rigid container having:
 - i. molded or attached handles;
 - ii. a capacity of less than 135 litres (30 imperial gallons);
 - iii. a diameter which is smaller at the bottom than at the top; or
 - (b) a Kraft Paper Bag:
 - i. with a capacity of less than 135 litres (30 imperial gallons);
 - ii. capable of being closed and containing the Yard Waste without tearing; or
 - (c) a bundle of tree or shrub limbs measuring less than 0.15 m (6 in.) in diameter, securely tied with string or twine (non-plastic), only if such bundles are no longer than 0.9 m (3 ft) in length and 0.6 m (2 ft) in diameter and are securely tied into compact bundles; or
 - (d) such other reusable containers, in good working order or determined by the Manager as acceptable for setting out Yard Waste.

(By-Law Number 2014-5; 2021-104)

Part 2 – Application & Interpretation

- 2.1. The purpose of this By-law is to protect the health, safety and welfare of the general public and to provide for the abatement of nuisances and the protection of the environment by regulating and monitoring the collection, processing, transfer and/or disposal of Waste within the City.
- 2.2. The provisions of this By-law shall apply to all properties within the City.
- 2.3. Unless otherwise provided for, Waste collection and Disposal Services, as Set Out under this By-law, are provided only to Eligible Properties.
- 2.4. All attached Schedules form part of this By-law.

(By-Law number 2014-5; 2016-160)

Part I – Definitions cont’d

- 2.5. Where a provision of this By-law conflicts with a provision of another By-law in force in the City or any other statute or regulation, the provision that establishes the higher standards to protect the health, safety and welfare of the general public shall prevail.

Part 3 – Administration

- 3.1. The Manager shall administer the provisions of this By-law.
- 3.2. All Officers are authorized to enforce this By-law.
- 3.3. Fees related to this By-law shall be identified in By-law 2005-10 “Fees and Charges” and By-law 2005-260 “A By-law Regarding the Levying of Special Rates and the Charging of Fees for Waste Management Services”, all as amended.
- 3.4. If, due to breakdown of equipment, strike, inclement weather, or any other cause, Waste collection is not provided to a property, the City shall not be liable to any Person for any damages, costs or expenses due to the failure of such Waste collection to take place.
- 3.5. If the City changes a Waste collection day, the City shall make reasonable efforts to advise all affected Persons by a notice delivered to the affected property, by notice in a local newspaper prior to the change, or by such other method approved by the Manager, but in no event shall the City be liable to any Person for the failure to give such notice or the failure of any Person to receive such notice.

Part 4 – Authority Of The Manager

4. The Manager or his/her designate is delegated the authority, in accordance with this By-law, to:
 - 4.1. operate and administer the Solid Waste Management System;
 - 4.2. schedule Waste collection services by area, weekday and material;
 - 4.3. designate Waste Collection Points;
 - 4.4. alter the classes and list of materials in this by-law requiring specific treatment or preparation for collection;
 - 4.5. discontinue or refuse On-Site Waste Collection services to any Owner or Occupant whose property is unsafe for entry or egress by Collection Operators for any reason, including but not limited to, the physical layout, loading facilities or the methods of handling Waste on the property;
 - 4.6. suspend Waste collection services in all or part of the City in the event of inclement weather or other condition that in the reasonable opinion of the Manager renders the provision of Waste collection services unsafe or otherwise undeliverable; and
 - 4.7. establish such other measures required for the proper operation and administration of the Solid Waste Management System.

(By-Law number 2014-5; 2016-160)

Part 5 – Conditions

5.1. General Conditions:

- (a) The City shall provide for collection of Collectable material from eligible properties at the level of service as described in Schedule “A” to this By-law on the day designated by the Manager.
- (b) No Person shall Set Out or permit the Setting Out of Unacceptable Items as listed on Schedules “B”, “C”, “D”, and “F” either on its own or mixed with any Waste for which the City provides a collection service.
- (c) The City shall provide two Blue Boxes, one Grey Box, and one Household Organics Receptacle for each Residential Unit in the residential Property Class with the exception of condominium and co-operative housing properties.
- (d) The City shall provide recycling boxes or wheeled plastic carts, and Household Organics Receptacles to condominium, co-operative housing, Multi-Residential, and New Multi-Residential Properties on a property by property basis as determined by the Manager.
- (e) No Owner or Occupant shall Set Out a Garbage, Recycling or Yard Waste Receptacle having a gross weight of more than 20 kg (44 lb) including the contents.
- (f) Waste that is frozen to, or in any way attached to, or packed so tightly or in a condition such that it cannot discharge freely from a Receptacle with minimal effort by the Collection Operator will not be collected.
- (g) Any device added to a Receptacle by an Owner or Occupant to tie down or secure any lid or contents must be removed prior to collection or the Waste will not be collected.
- (h) No Owner or Occupant, excluding a Commercial Property Owner or Occupant in the Special Collection Area, shall Set Out or permit the Setting Out of Waste prior to 5:00 p.m. of the day prior to the Scheduled Collection Day except that Yard Waste Receptacles may be placed out two weeks prior to, and any time during the Yard Waste collection period. (see Part 5, 5.1 (x), (y), (z)).
- (i) No Owner or Occupant shall Set Out or permit the Setting Out of Waste later than 6:00 a.m. of the Scheduled Collection Day.
- (j) Every Owner or Occupant, excluding a Commercial Property Owner or Occupant in the Special Collection Area, shall remove any Receptacle, or any items refused for collection from the Collection Point at which it was Set Out, by 8:00 p.m. on the Scheduled Collection Day except that Yard Waste Receptacles may remain Set Out until the end of the Yard Waste collection period, or unless a work order has been issued and the Owner or Occupant has been advised to leave the Receptacle out.

(By-law 2014-5; 2016-160)

Part 5 – Conditions cont’d

- (k) No Person shall scavenge, pick over, sort through, collect, remove, scatter, disturb, damage or interfere with any Waste Set Out for collection, except as authorized by the Manager..
- (l) No Person shall throw, place or deposit any waste refuse or debris on any property of the City or any local board thereof, or on any Private Property without the authorization of the Owner or Occupant of that property.
- (m) An Owner or Occupant may, for the purpose of collection in accordance with the requirements of this By-law only, place Waste on the untraveled portion of the street allowance directly fronting the property owned or occupied by the Owner or Occupant or such other place as the Manager may direct.
- (n) No Person shall deposit, or permit to be deposited, Waste generated on Private Property into public space garbage cans or recycling depots located on Public Property for the purpose of receiving garbage and recyclables generated on Public Property.
- (o) No person shall Set Out for collection any Waste at a location fronting on property not owned or occupied by that Person, unless directed by the Manager to do so.
- (p) Waste shall be Set Out for collection in a location as close as practical to the travelled portion of the street directly adjacent to the property of the Owner or Occupant in such a manner that it does not obstruct vehicular or pedestrian traffic.
- (q) No Owner or Occupant shall Set Out Waste for collection on top of a snowbank, or pile of snow, unless the top of the waste receptacle is less than 1.4 m (4.5 ft) above ground level.
- (r) No Owner whose property is vacant shall Set Out for collection, or allow, or cause to be Set Out for collection, any Waste on the vacant property.
- (s) The City shall not be obligated to collect Waste from properties abutting a private or unassumed road unless there is clear, unobstructed access to such property, sufficient unobstructed turnaround space for Waste collection vehicles, and the road is structurally adequate to support collection vehicles, all of which shall be determined by the Manager.
- (t) On-Site Waste Collection shall only be carried out from locations designated and approved by the Manager.
- (u) Owners or Occupants shall at all times maintain adequate vehicular access to their property for the purposes of On-Site Waste Collection, including, but not limited to, providing adequate room for collection vehicles to turn around without the need to back up, removing snow and ice, prohibiting parking where required, and removal of any other obstacle.
- (v) No Person shall obstruct or hinder or attempt to obstruct or hinder an Officer or other authorized employee or agent of the City in the exercise of a power or the performance of a duty under this By-law.
- (w) Owners or Occupant are not eligible to dispose of Waste unless he or she conforms with all applicable standards and requirements of: (1) every by-law of the City; (2) every provincial or federal Act and regulation made under

such an Act; and (3) every instrument of a legislative nature made or issued under a provincial or federal Act or regulation.

- (x) No Commercial Property Owner or Occupant in the Special Collection Area shall Set Out or permit the Setting Out of Waste prior to 4:30 p.m. of the day prior to the Scheduled Collection Day or any other day.
- (y) No Commercial Property Owner or Occupant in the Special Collection Area shall Set Out or permit the Setting Out of Waste between 9:30 a.m. and 4:30 p.m. daily.
- (z) Every Commercial Property Owner or Occupant in the Special Collection Area shall remove any Receptacle, or any items refused for collection or any Waste Set Out for collection, from the Collection Point, prior to 9:30 a.m. daily.

(By-law number 2014-5; 2016-160)

5.2. Conditions for Garbage Collection:

- (a) Owners or Occupants shall only Set Out Garbage for collection using Garbage Receptacles as defined in this By-law.
- (b) No Owner or Occupant shall Set Out more Garbage per Eligible Property per Scheduled Collection Day than the Garbage Limit described on Schedule “A” unless each excess Garbage Receptacle has a Garbage Bag Tag affixed to it.
- (c) All wet Garbage shall be drained and placed in a leak-proof container or bag prior to placement in a Garbage Receptacle.
- (d) Ashes shall be cold before being placed in a Garbage Receptacle.
- (e) Rigid container Garbage Receptacles Set Out for collection shall have lids attached in a fully closed position.
- (f) Garbage that is placed in rigid container Garbage Receptacles and exceeds the height level of the sides of the receptacle may be Tagged as being over the Garbage Limit and not collected.

Part 5 – Conditions cont’d

5.3. Conditions for Household Organics Collection:

- (a) Household Organics will only be accepted for collection when Set Out using Household Organics Receptacles as defined in this By-law.
- (b) No Owner or Occupant shall Set Out a Household Organics Receptacle having a gross weight of more than 30 kg (66 lb) including the contents.
- (c) Household Organics in non-compostable bags will not be collected.
- (d) Household Organics Receptacles Set Out for collection shall have lids in the closed position.
- (e) Household Organics Receptacles may be Topped Up with Yard Waste.
- (f) Yard Waste Receptacles may not be placed out for collection with Household Organics Receptacles.
- (g) Household Organics Receptacles shall not be used exclusively for Yard Waste.

(By-law number 2014-5; 2016-160)

5.4. Conditions for Recyclable Materials Collection:

- (a) Owners or Occupants shall Set Out Recyclable Materials for collection using the appropriate Recycling Receptacle as identified in Schedule “D”.
- (b) Paper should be placed in an untied plastic bag or tied in bundles to prevent blowing litter.
- (c) Shredded Shredded paper shall be placed in a tied clear plastic bag smaller than 0.9 m (3 ft) by 0.6 m (2 ft) by 0.2 m (8 in).
- (d) Boxboard Boxboard should be flattened and placed inside a larger Boxboard box or loosely in the Recycling Receptacle.
- (e) Polycoat should be flattened and placed loosely in the Recycling Receptacle.
- (f) Cardboard Cardboard with staples, tape and plastic outerwrap removed, shall be flattened, and both individual pieces and tied bundles shall be smaller than 0.9 m (3 ft) by 0.6 m (2 ft) by 0.2 m (8 in), or placed exclusively in an appropriate Recycling Receptacle.
- (f) Plastic bags shall be placed in another plastic bag and tied shut.
- (g) Plastic food and beverage containers, aluminum and steel cans, and glass bottles and jars shall be placed loosely in the Recycling Receptacle, not in plastic bags.
- (h) Styrofoam packaging and trays shall be either tied in bundles smaller than 0.9 m (3 ft) by 0.6 m (2 ft) by 0.2 m (8 in) or placed loosely in the Recycling Receptacle.
- (i) Recyclable items shall not contain residue.

(By-law number 2014-5; 2016-160)

Part 5 – Conditions cont’d

5.5. Conditions for Yard Waste Collection:

- (a) Owners or Occupants shall only Set Out Yard Waste for collection using Yard Waste Receptacles as defined in this By-law.
- (b) No Owner or Occupant shall Set Out Yard Waste material in a plastic bag.
- (c) Yard Waste shall be Set Out by 8 a.m. on the Monday of the Yard Waste collection week scheduled in each area in appropriate Yard Waste Receptacles.
- (d) Brush shall be stacked with butt ends facing the street.

5.6. Conditions for Delivering Municipal Hazardous or Special Waste:

- (a) Eligible Property Owners or Occupants may deliver Municipal Hazardous or Special Waste to the Municipal Hazardous or Special Waste facility during operating hours.
- (b) No person shall deliver Unacceptable Items as listed on Schedule “E” to the Municipal Hazardous or Special Waste Facility.

5.7 Conditions for Delivering Recyclable Materials to KARC:

- (a) Eligible Property Owners or Occupants may deliver Recyclable Materials during operating hours.
- (b) No person shall deliver Unacceptable Items as listed on Schedule “D” to the Material Recovery Facility

5.8 Conditions for Delivering Yard Waste Materials to KARC:

- (a) Eligible Property Owners or Occupants may deliver Yard Waste during operating hours.
- (b) No person shall deliver Unacceptable Items as listed on Schedule “F” to the Yard Waste transfer site.

(By-law number 2014-5; 2016-160)

Part 6 – Waste Management Facilities

- 6.1. No Person shall deposit or allow the depositing of Waste outside the gate or entrance to a Waste Management Facility.
- 6.2. Private haulers and operators of commercial vehicles who transport Waste to a Waste Management Facility shall pay all applicable Fees.
- 6.3. No Person shall scavenge, salvage, pick over, interfere with, remove or scatter Waste at a Waste Management Facility.
- 6.4. No Person, while at a Waste Management Facility, shall:
 - (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 Management Facility by any other Person; or
 - (c) operate a vehicle or do any other thing without exercising due care and attention, in a manner that causes or is likely to cause injury or harm to any Person or damage to any property.
- 6.5. Every Person using a Waste Management Facility shall obey all signs and directions from City and contracted staff.
- 6.6. Any Person entering upon a Waste Management Facility does so at one’s own risk and the Owner of any vehicle brought upon such site shall save 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.
- 6.7. Any Person entering onto a Waste Management Facility shall abide by all policies and procedures relating to the operation including but not limited to the sorting of Wastes, payment of Fees, general and posted health & safety precautions and anything else described in or prescribed by this By-law.

(By-law number 2014-5; 2016-120)

Part 7 – Enforcement And Penalties

- 7.1a Every Person who contravenes any provision of this By-Law shall, upon issuance of a Penalty Notice in accordance with Administrative Penalty Process By-Law 2020-69, be liable to pay to the City an Administrative Penalty as set out in Schedule B of the Administrative Penalty Process By-Law.

(By-Law 2014-5; 2021-104)

- 7.1 Notwithstanding Part 7.1a of this By-law, any Person who contravenes any of the provisions of this By-law is guilty of an offence and upon conviction, is subject to a fine as provided for in the *Provincial Offenses Act* and to any other applicable penalties.

(By-Law 2014-5; 2021-104)

- 7.2 If this by-law is contravened and a conviction entered, the court in which the conviction has been entered and any court of competent jurisdiction thereafter may, in addition to any other remedy and to any penalty that is imposed, make an order prohibiting the continuation or repetition of the offence by the Person convicted.
- 7.3 All costs, including any interest on such costs, recoverable by the City pursuant to this By-law or otherwise pursuant to the *Municipal Act*, 2001, may be recovered by any lawful means available to the City, and such recovery methods include adding such amounts to the tax roll and collecting such amounts in the same manner as taxes.
- 7.4 If a Person, who fails to remove any Waste when required to do so under the provisions of this By-law, is the registered owner of property within the City of Kingston, the City may add the amount of the costs incurred by the City in removing the Waste to the tax roll for that property and may collect the amount in the same manner as taxes.
- 7.5 Where an Officer has reasonable grounds to believe that an offence under this By-Law has been committed by a Person, the Officer may require the name, address, and proof of identity of that Person.
- 7.6 Failure to provide proof of identification satisfactory to a Provincial Offences Officer when requested to do so pursuant to Section 7.5 of this By-Law shall constitute obstruction of an Officer under Section 5 (v) of this By-Law.
- 7.7 If a Person is required to pay an Administrative Penalty under section 7.1a in respect of a contravention of this By-Law, the Person shall not be charged with an offence in respect of the same contravention.
- 7.8 In accordance with section 351 of the *Municipal Act*, 2001, as amended from time to time, the treasurer of the City may add unpaid fees, charges and/or fines issued under this By-Law to the tax roll and collect them in the same manner as property taxes.

(By-Law Number 2014-5; 2021-104)

Part 8 – Severability

- 8.1. Where a court of competent jurisdiction declares any section or part of a section of the By-law invalid, it is the intention of Council that the remainder of the By-law shall continue in force unless the court makes an order to the contrary.

Part 9 – Short Title

- 9.1. This By-law may be referred to as the “Solid Waste Management By-law”.

Part 10 – Effective Date

- 10.1. This By-law shall come into force on the day it is passed.

SCHEDULE "A" – LEVEL OF SERVICE FOR COLLECTION FOR ELIGIBLE PROPERTIES

Category Number	Common Reference	Eligible Properties and other circumstances	Garbage Receptacle Limit	Recycling Receptacle Limit	Green Bin Limit	Yard Waste		Special Collection Events
						Brush	Leaves	
1	Homes, duplexes, triplexes, townhomes, homes with secondary suites, other multi-residential buildings with 6 or less Residential Units.	Any property in the residential Property Class containing at least one Residential Unit with the exception of condominium properties and co-operative housing properties.	1 per Residential Unit, per week	Unlimited blue and grey boxes, per week Up to 6 bundles of cardboard per Residential Unit, per week Up to 6 bundles of Styrofoam per Residential Unit, per week (based on alternating blue & grey box schedule)	1 per Residential Unit, per week	Unlimited once per year	Unlimited once per year	Determined on a property by property basis.
2	Apartment buildings, condos, multi-residential buildings with 7 or more Residential Units.	Entire residential condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties, that apply and pay for municipal Garbage service under By-law 2005-260; Note: this eligible property pertains solely to Garbage.	1 per Residential Unit, per week	As listed below in category 3. (Different eligible property requirements between Garbage and diversion programs)	As listed below in category 4. (Different eligible property requirements between Garbage and diversion programs)	As listed below in category 3 (Different eligible property requirements between Garbage and diversion programs)	As listed below in category 3 (Different eligible property requirements between Garbage and diversion programs)	Determined on a property by property basis.
3	Apartment buildings, condos, multi-residential buildings with 7 or more Residential Units.	Entire residential condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request municipal service.	As listed above in category 2 (Different eligible property requirements between Garbage and diversion programs)	Unlimited Recycling Carts, per week Up to 6 bundles of cardboard per Residential Unit, per week Up to 6 bundles of Styrofoam per Residential Unit, per week (some properties may be subject to alternating blue and grey box materials)	As listed below in category 4. (Different eligible property requirements between Garbage and diversion programs)	Unlimited once per year	Unlimited once per year	Determined on a property by property basis.
4	Apartment buildings, condos, multi-residential buildings with 7	Entire residential condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties	As listed above in category 2 (Different eligible property requirements)	As listed above in category 3 (Different eligible property requirements between Garbage and diversion programs)	Determined on a property by property basis	As listed above in category 3 (Different eligible property requirements)	As listed above in category 3 (Different eligible property requirements)	Determined on a property by property basis.

City of Kingston By-law Number 2014-5 "Solid Waste / Garbage"

	or more Residential Units.	that request <u>Household Organics</u> collection. Note: this eligible property pertains solely to Household Organics.	between Garbage and diversion programs)		(dependent on quantity units)	between Garbage and diversion programs)	between Garbage and diversion programs)	
5	Businesses in the downtown business improvement area	Properties in the commercial property class in the Special Collection area that apply and pay for municipal Garbage service under By-law 2005-260.	6 per business, per week	No service.	No service.	No service.	No service.	Determined on a property by property basis.
6	Churches, synagogues, mosque, etc.	Places of worship, except uses that are accessory or ancillary to the place of worship.	1 per week 2 per week if the place of worship contains a Residential Unit	Unlimited blue and grey boxes, per week Up to 6 bundles of cardboard, per week Up to 6 bundles of Styrofoam, per week (based on alternating blue & grey box schedule)	1 per week	Unlimited once per year	Unlimited once per year	Determined on a property by property basis.
7	Shelters	Shelters for homeless Persons and victims of violence.	1 ½ per bed, per week	Unlimited blue and grey boxes, per week Up to 6 bundles of cardboard, per week Up to 6 bundles of Styrofoam, per week (based on alternating blue & grey box schedule)	1 per week	Unlimited once per year	Unlimited once per year	Determined on a property by property basis.
8	Almost Home Facility	The "Almost Home" facility located at 118 William Street when it provides accommodation for families who are in Kingston with a child receiving special medical care.	6 per week	No service. (to be determined by the Manager)	No service. (to be determined by the Manager)	Unlimited once per year	Unlimited once per year	Determined on a property by property basis.

9	City Hall, BWB, Artillery Park, etc.	City property that has not been rented, leased or otherwise provided to a third party.	As determined by the Manager	Unlimited blue and grey boxes, per week or Unlimited Recycling Carts, per week Unlimited cardboard, per week Unlimited Styrofoam, per week (based on alternating blue & grey box schedule)	As determined by the Manager (based on operations at property)	Unlimited once per year	Unlimited once per year	Determined on a property by property basis.
10	<p>Daycares in homes, duplexes, triplexes, townhomes, homes with secondary suites, other multi-residential buildings with 6 or less Residential Units.</p> <p>Or no Residential Unit, but still in the residential Property Class</p> <p>And</p> <p>Daycares in Apartment buildings, condos, multi-residential buildings with 7 or more Residential Units.</p>	<p>Daycares that are in the residential Property Class, residential with commercial unit Property Class or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that apply and pay for municipal Garbage service under By-law 2005-260.</p> <p>Note: Daycares operating in the Property Classes listed above do NOT receive an additional Garbage Receptacle per week. The daycare and the Residential Unit combined will receive 1 Garbage Receptacle per week, but unlimited Garbage Receptacles with a bag tag will be collected. Alternatively, daycares operating in the Property Classes above that do NOT contain a Residential Unit will receive 1 Garbage Receptacle collected per week with unlimited Garbage Receptacles with a bag tag. Regardless if the Residential Unit is functioning as a family dwelling with a daycare, the level of service will be 1 Garbage Receptacle per week.</p>	<p>1 per week</p> <p>(This is not to be interpreted as an additional Garbage Receptacle for the daycare function. Combined, a daycare operating within a residential Property Class with a Residential Unit will receive 1 per week)</p>	<p>As listed below in category 11</p> <p>(Different eligible property requirements between Garbage and diversion programs)</p>	<p>As listed below in category 11</p> <p>(Different eligible property requirements between Garbage and diversion programs)</p>	<p>As listed below in category 11</p> <p>(Different eligible property requirements between Garbage and diversion programs)</p>	<p>As listed below in category 11</p> <p>(Different eligible property requirements between Garbage and diversion programs)</p>	Determined on a property by property basis.

11		<p>Daycares that are in the residential Property Class, residential with commercial unit Property Class or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request Household Organics collection, or municipal service for recycling.</p>	<p>As listed in category 10 (Different eligible property requirements between Garbage and diversion programs)</p>	<p>Unlimited blue and grey boxes, per Residential Unit, per week Up to 6 bundles of cardboard, per Residential Unit, per week Up to 6 bundles of Styrofoam, per Residential Unit, per week (based on alternating blue & grey box schedule)</p>	<p>1 per week (This is not to be interpreted as an additional Green Bin for the daycare function. Combined, a daycare operating within a residential Property Class with a Residential Unit will receive 1 per week)</p>	<p>Unlimited once per year</p>	<p>Unlimited once per year</p>	<p>Determined on a property by property basis.</p>
12	<p>Home Occupations in the in homes, duplexes, triplexes, townhomes, homes with secondary suites, other multi-residential buildings with 6 or less Residential Units, Apartment buildings, condos, multi-residential buildings with 7 or more Residential Units.</p>	<p>Home occupations including but not limited to hairdressers, doctors, lawyers, engineers, bookkeepers, etc. that are in the residential Property Class containing at least one Residential Unit or the Residential with commercial unit Property Class containing at least one Residential unit or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that apply and pay for municipal Garbage service under By-law 2005-260.</p> <p>Note: Home Occupations operating in the Property Classes listed above do NOT receive an additional Garbage Receptacle per week. The Home Occupation and the Residential Unit combined will receive 1 Garbage Receptacle per week, but unlimited Garbage Receptacles with a bag tag will be collected.</p>	<p>1 per week (This is not to be interpreted as an additional Garbage Receptacle for the Home Occupation function. Combined, a Home Occupation operating within a residential Property Class with a Residential Unit will receive 1 per week)</p>	<p>As listed below in category 13 (Different eligible property requirements between Garbage and diversion programs)</p>	<p>As listed below in category 13 (Different eligible property requirements between Garbage and diversion programs)</p>	<p>As listed below in category 13 (Different eligible property requirements between Garbage and diversion programs)</p>	<p>As listed below in category 13 (Different eligible property requirements between Garbage and diversion programs)</p>	<p>Determined on a property by property basis.</p>

13		Home occupations including but not limited to hairdressers, doctors, lawyers, engineers, bookkeepers, etc. that are in the residential Property Class containing at least one Residential Unit or the Residential with commercial unit Property Class containing at least one Residential unit or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request Household Organics collection, or municipal service for recycling.	As listed above in category 12 (Different eligible property requirements between Garbage and diversion programs)	Unlimited blue and grey boxes, per week Up to 6 bundles of cardboard per Residential Unit, per week Up to 6 bundles of Styrofoam per Residential Unit, per week (based on alternating blue & grey box schedule)	1 per week (This is not to be interpreted as an additional Green Bin for the Home Occupation function. Combined, a Home Occupation operating within a residential Property Class with a Residential Unit will receive 1 per week)	Unlimited once per year	Unlimited once per year	Determined on a property by property basis.
14	Not applicable.	Other property as designated by the Manager.	Determined on a property by property basis.	Determined on a property by property basis.	Determined on a property by property basis.	Determined on a property by property basis.	Determined on a property by property basis.	Determined on a property by property basis.
15	Not applicable	Any other property approved by Council for any Waste service.	Determined on a property by property basis.	Determined on a property by property basis.	Determined on a property by property basis.	Determined on a property by property basis.	Determined on a property by property basis.	Determined on a property by property basis.
16	Not applicable	Additional Receptacles with Garbage Bag Tags affixed	Unlimited per eligible property, per week	Not applicable.	Not applicable.	Not applicable.	Not applicable.	Not applicable.
17	Homes, duplexes, triplexes, townhomes, homes with secondary suites, other multi-residential buildings with 6 or less Residential Units, Apartment buildings, condos, multi-residential buildings with 7 or more Residential Units.	First collection day following New Year's Day, Victoria Day and Labour Day	2 per Residential Unit, per week (Does not apply to Properties in the Commercial Property Class)	Not applicable.	Not applicable.	Not applicable.	Not applicable.	Not applicable.

Schedule “B” – Unacceptable Items For Garbage Collection

Unacceptable Items include, but are not limited to:

1. Ammunition;
2. Animal carcasses;
3. Asbestos;
4. Asphalt;
5. Automotive or motorized equipment parts;
6. Christmas trees;
7. Combustible material including oil or gasoline soaked rags;
8. Construction, demolition or renovation waste including but not limited to blocks, brick, concrete, drywall, plaster, and tile;
9. Dirt and earth;
10. Explosives;
11. Feces, manure or animal waste except from household pets and hens;
12. Flares;
13. Gasoline and oil containers;
14. Grass clippings;
15. Leaves;
16. Liquid waste;
17. Logs;
18. Municipal Hazardous or Special Waste;
19. Pathological waste;
20. Railroad ties;
21. Recyclable cardboard from commercial properties;
22. Rocks;
23. Sludge;
24. Sod, soil, sand and stones;
25. Syringes, lancets and other bio-hazardous sharps;
26. Tires;
27. Trees and stumps;
28. Wire, wire mesh and wire fencing;
29. Yard waste;
30. Any waste set out in such a manner as to pose a health and/or safety hazard to a collection operator;
31. Any other item which in the opinion of the Manager is detrimental to the collection process or the Waste Management System.

Schedule “C” – Household Organics

Household Organics include, but is not limited to:

Waste Type	Description / Examples
Food Waste	All food (cooked/raw/whole/peelings), baked goods, bread, butter, cake, candy, cereal, cheese, chicken, coffee grounds and filters, cookies, corn cobs and husks, dairy products, dough, eggs and egg shells, fat, fish and fish parts, flour, fruit, grains, gravy, grease, herbs, jams, jellies, lard, margarine, mayonnaise, meat, muffins, nuts and shells, oatmeal, oats, pasta, peanut butter, pizza, popcorn, rice, salads, sauces, shellfish, sour cream, spices, sugar, tea bags, toast, vegetables, watermelon, and yogurt.
Soiled Paper	Butcher paper, cardboard (waxed), facial tissues, greasy pizza boxes, microwaveable popcorn bags, muffin paper, paper napkins, paper plates, paper towels, and wax paper.
Other Waste	Bones, dried decorative fruits and vegetables, dryer lint, feathers, flowers, garden fruit (e.g. crabapples), gourds, hair, houseplants, natural wreaths and garland, paper food waste bags, pet food, pumpkins, sawdust (in paper bags), toothpicks, wood shavings, and wooden stir sticks.
Yard Waste	Limited to an amount for topping up a Household Organics Receptacle with the lid fully closed.

Unacceptable Items include, but are not limited to:

Animal waste or litter; ashes; biodegradable or compostable plastic bags; cigarettes, cigars and butts; corks; cotton balls and swabs; dead animals; diapers; dirt or earth; disposable dusters and sweeper cloths; disposable wipes; dryer sheets; feces; feminine hygiene products; garbage; glass; gravel; incontinence products; lumber or treated wood; manure; metal; motor oil; Municipal Hazardous or Special Waste; plastic or plastic coated products of any kind; sawdust (unless contained in paper bags); stones; topsoil; vacuum bags and contents; wire or metal ties; yard waste (in excess of topping up a Household Organics Receptacle); and any other item which in the opinion of the Manager is detrimental to the organics processing system.

Schedule "D" – Recyclable Materials

Recyclable Materials as listed below, or any other material deemed as a recyclable material by the Manager, shall be placed out for collection in Blue Boxes, Grey Boxes or wheeled carts as described below.

Blue Box materials:

Metal – aluminum foil, plates and trays, aluminum and steel food and beverage containers and lids; frozen juice "spiral wound" containers with metal ends, etc.

Plastic – "clamshell" style fruit and bakery containers, coffee cup lids, egg cartons, fabric softener bottles, flower pots and flats, food storage containers, ice cream tubs, laundry detergent bottles, margarine containers, potato chip tubes, shampoo bottles, soft drink bottles, sour cream containers, Styrofoam products and packaging except "peanuts", water bottles, yogurt containers, etc.

Glass – food and beverage bottles and jars.

Grey Box materials:

Boxboard – cereal boxes, cracker boxes, paper drink trays, frozen food boxes paper egg cartons, paper towel tubes, toilet paper tubes, etc.

Cardboard – clean pizza boxes with no liners or crusts, flattened boxes, etc.

Paper – bristol board, catalogues, construction paper, envelopes, fine paper, flyers, greeting cards, hardcover books with covers and binding removed, junk mail, magazines, newspapers, paper bags, potato bags, soft cover books, telephone books, etc.

Plastic bags – grocery bags, milk bags, newspaper sleeves, etc.

Polycoat – drink boxes, juice boxes and cartons, milk cartons, paper coffee cups, paper ice cream containers, etc.

Wheeled cart materials:

Grey Box materials shall be placed in "Fibres" identified wheeled carts. Blue Box materials, except glass items, shall be placed in "Containers" identified wheeled carts. Glass shall be placed in "Glass Bottles & Jars" identified carts or boxes.

Unacceptable Items include, but are not limited to:

Antifreeze containers, bubble wrap, ceramics, cereal or cracker box liners, "crinkly" plastic packaging that does not stretch, crockery, garbage, gift wrapping paper, glassware, greasy pizza boxes, household organics, light bulbs, meat packaging, mirrors, mugs, Municipal Hazardous or Special Waste, oil containers, pet food bags, plastic food wrap, plastics that are not a food or beverage container or packaging (e.g. laundry baskets, plastic piping, plastic storage totes, scrap metal, tissue paper, tool boxes, toys, etc.), styrofoam "peanuts", textiles, utensils, waste electrical and electronic equipment, window glass, yard waste and any other item which in the opinion of the Manager is unacceptable.

Schedule “E” – Municipal Hazardous Or Special Waste (MHSW)

Municipal Hazardous or Special Waste includes, but is not limited to:

Any household product, material, or item labeled as “corrosive”, “toxic”, “reactive”, “explosive” or “flammable”; acid cleaner; adhesives; aerosols and empty aerosol containers; ammonia; antifreeze and antifreeze containers; auto body filler; ballasts; batteries (single use, rechargeable and automotive); bleach; brake fluid; compact fluorescent lights (CFLs); drain cleaners; driveway sealant; fertilizer; fire extinguishers; fluorescent tubes; fungicides; gasoline; grease; herbicides; kerosene; lubricants; mercury switches, thermostats and thermometers; nail polish remover; oil and empty oil containers; oil filters; oven cleaners; paint and empty paint containers; paint stripper; pesticides; pharmaceuticals; pool chemicals; propane tanks and cylinders; roofing tar; shoe polish; solvents and empty solvent containers; stains; syringes and needles (in sealed plastic containers); and any other material which in the opinion of the Manager is deemed to be Municipal Hazardous or Special Waste.

Unacceptable Items include, but are not limited to:

Ammunition; asbestos; explosives; flares and any other item which in the opinion of the Manager is unacceptable.

Items that are not considered hazardous and can be placed in the Garbage:

Broken glass; carbon monoxide detectors; food related items (e.g. salad dressing, vinegar); hair conditioner, hand lotion; incandescent light bulbs; razor blades; shampoo, smoke alarms; soap and any other item which in the opinion of the Manager is deemed not to be hazardous.

Schedule "F" – Yard Waste

Yard Waste includes, but is not limited to:

Brush; corn stalks; flowers; garden trimmings; garden fruit (e.g. crab apples, apples, pears, peaches, cherries, tomatoes, etc.); gourds; pumpkins; hedge and tree trimmings; house and garden plants; lawn edging (earth removed); leaves; natural woven fibre plant containers; peat; pine needles and cones; plant cuttings and roots; shrubs; thatch; weeds; and any other material which in the opinion of the Manager is deemed Yard Waste.

Unacceptable Items include, but are not limited to:

Biodegradable or compostable plastic bags; dirt; earth; garbage; hay bales; household organics; Municipal Hazardous or Special Waste; recyclable materials; rocks; sod; soil; stones; stumps; and any other item which in the opinion of the Manager is detrimental to the Yard Waste processing system.

SCHEDULE “G” – LEVEL OF SERVICE FOR WASTE MANAGEMENT FACILITIES FOR ELIGIBLE PROPERTIES

Category Number	Common Reference	Eligible Properties and other circumstances	Material Recovery Facility at KARC	Yard Waste transfer site located at KARC	Municipal Hazardous or Special Waste facility located at KARC
1	Homes, duplexes, triplexes, townhomes, homes with secondary suites, other multi-residential buildings with 6 or less Residential Units.	Any property in the residential Property Class containing at least one Residential Unit with the exception of condominium properties and co-operative housing properties.	Unlimited Recyclable Materials drop-off	Unlimited Yard Waste drop-off	Unlimited Municipal Hazardous or Special Waste (MHSW) drop-off
2	Apartment buildings, condos, multi-residential buildings with 7 or more Residential Units.	Entire residential condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties.	Unlimited Recyclable Materials drop-off	Unlimited Yard Waste drop-off	Unlimited MHSW drop-off
3	Businesses in the downtown business improvement area	Properties in the commercial property class in the Special Collection area, or any other IC&I properties in the City.	Unlimited Recyclable Materials drop-off (fees may apply as applicable in By-law 2005-10)	Unlimited Yard Waste drop-off (fees may apply as applicable in By-law 2005-10)	Limited to 100 L or 100 kgs per month MHSW drop-off (based on weight or volume capacity as identified on the product container, even if empty) (fees may apply as applicable in By-law 2005-10)
4	Churches, synagogues, mosque, etc.	Places of worship, except uses that are accessory or ancillary to the place of worship.	Unlimited Recyclable Materials drop-off	Unlimited Yard Waste drop-off	Unlimited MHSW drop-off
5	Shelters	Shelters for homeless Persons and victims of violence.	Unlimited Recyclable Materials drop-off	Unlimited Yard Waste drop-off	Unlimited MHSW drop-off
6	Almost Home Facility	The “Almost Home” facility located at 118 William Street when it provides accommodation for families who are in Kingston with a child receiving special medical care.	Unlimited Recyclable Materials drop-off	Unlimited Yard Waste drop-off	Unlimited MHSW drop-off
7	City Hall, BWB, Artillery Park, etc.	City property that has not been rented, leased or otherwise provided to a third party.	Unlimited Recyclable Materials drop-off	Unlimited Yard Waste drop-off (fees may apply as applicable in By-law 2005-10)	As determined by the Manager

City of Kingston By-law Number 2014-5 "Solid Waste / Garbage"

8	<p>Daycares in homes, duplexes, triplexes, townhomes, homes with secondary suites, other multi-residential buildings with 6 or less Residential Units. Or no Residential Unit, but still in the residential Property Class</p> <p align="center">And</p> <p>Daycares in Apartment buildings, condos, multi-residential buildings with 7 or more Residential Units.</p>	<p>Daycares that are in the residential Property Class, residential with commercial unit Property Class or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request municipal service.</p>	<p>Unlimited Recyclable Materials drop-off</p>	<p>Unlimited Yard Waste drop-off</p>	<p>Unlimited MHSW drop-off</p>
9	<p>Home Occupations in the in homes, duplexes, triplexes, townhomes, homes with secondary suites, other multi-residential buildings with 6 or less Residential Units, Apartment buildings, condos, multi-residential buildings with 7 or more Residential Units.</p>	<p>Home occupations including but not limited to hairdressers, doctors, lawyers, engineers, bookkeepers, etc. that are in the residential Property Class containing at least one Residential Unit or the Residential with commercial unit Property Class containing at least one Residential unit or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request municipal service.</p>	<p>Unlimited Recyclable Materials drop-off</p>	<p>Unlimited Yard Waste drop-off</p>	<p>Unlimited MHSW drop-off</p>
10	<p>Not applicable.</p>	<p>Other property as designated by the Manager.</p>	<p>Determined on a property by property basis.</p>	<p>Determined on a property by property basis.</p>	<p>Determined on a property by property basis.</p>
11	<p>Not applicable</p>	<p>Any other property approved by Council for any Waste service.</p>	<p>Determined on a property by property basis.</p>	<p>Determined on a property by property basis.</p>	<p>Determined on a property by property basis.</p>

SCHEDULE “H” – LEVEL OF SERVICE FOR FREE WASTE RECEPTACLES FOR ELIGIBLE PROPERTIES

Category Number	Common Reference	Eligible Properties and other circumstances	Recycling Receptacles			Green Bin	Garbage Receptacle	Yard Waste Receptacle
			Blue Box	Grey Box	Cart			
1	Homes, duplexes, triplexes, townhomes, homes with secondary suites, other multi-residential buildings with 6 or less Residential Units.	Any property in the residential Property Class containing at least one Residential Unit with the exception of condominium properties and co-operative housing properties.	2 per Residential Unit	1 per Residential Unit	Not available.	1 per Residential Unit	Not available.	Not available.
2	Apartment buildings, condos, multi-residential buildings with 7 or more Residential Units.	Entire residential condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties.	2 per Residential Unit (over 25 units must use carts)	1 per Residential Unit (over 25 units must use carts)	Unlimited, based on quantity of units, as determined by the Manager on a property by property basis.	Based on quantity of units, as determined by the Manager on a property by property basis.	Not available.	Not available.
3	Businesses in the downtown business improvement area	Properties in the commercial property class in the Special Collection area, or any other IC&I properties in the City.	Not available.	Not available.	Not available.	Not available.	Not available.	Not available.
4	Churches, synagogues, mosque, etc.	Places of worship, except uses that are accessory or ancillary to the place of worship.	2 per Residential Unit	1 per Residential Unit	Not available.	1 per Residential Unit	Not available.	Not available.
5	Shelters	Shelters for homeless Persons and victims of violence.	2 per Residential Unit	1 per Residential Unit	Not available.	1 per Residential Unit	Not available.	Not available.
6	Almost Home Facility	The “Almost Home” facility located at 118 William Street when it provides accommodation for families who are in Kingston with a child receiving special medical care.	Not available. To be determined by the Manager upon request.		Not available.	Not available. To be determined by the Manager upon request.	Not available.	Not available.
7	City Hall, BWB, Artillery Park, etc.	City property that has not been rented, leased or otherwise provided to a third party.	Unlimited, based on quantity of units, as determined by the Manager on a property by property basis.	Unlimited, based on quantity of units, as determined by the Manager on a property by property basis.	Unlimited, based on quantity of units, as determined by the Manager on a property by property basis.	Unlimited, based on quantity of units, as determined by the Manager on a property by property basis.	Not available.	Not available.

City of Kingston By-law Number 2014-5 "Solid Waste / Garbage"

8	<p>Daycares in homes, duplexes, triplexes, townhomes, homes with secondary suites, other multi-residential buildings with 6 or less Residential Units. Or no Residential Unit, but still in the residential Property Class</p> <p align="center">And</p> <p>Daycares in Apartment buildings, condos, multi-residential buildings with 7 or more Residential Units.</p>	Daycares that are in the residential Property Class, residential with commercial unit Property Class or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request municipal service.	2 per Residential Unit	1 per Residential Unit	Unlimited if the daycare is present in a multi-residential building on the cart system. Not to be interpreted that a daycare would receive their own carts.	1 per Residential Unit	Not available.	Not available.
9	Home Occupations in the in homes, duplexes, triplexes, townhomes, homes with secondary suites, other multi-residential buildings with 6 or less Residential Units, Apartment buildings, condos, multi-residential buildings with 7 or more Residential Units.	Home occupations including but not limited to hairdressers, doctors, lawyers, engineers, bookkeepers, etc. that are in the residential Property Class containing at least one Residential Unit or the Residential with commercial unit Property Class containing at least one Residential unit or condominium properties, co-operative housing properties, Multi-Residential and New Multi-Residential Properties that request municipal service.	2 per Residential Unit	1 per Residential Unit	Unlimited if the daycare is present in a multi-residential building on the cart system. Not to be interpreted that a daycare would receive their own carts.	1 per Residential Unit	Not available.	Not available.
10	Not applicable.	Other property as designated by the Manager.	As determined by the Manager.		As determined by the Manager.	As determined by the Manager.	Not available.	Not available.
11	Not applicable	Any other property approved by Council for any Waste service.	As determined by the Manager.		As determined by the Manager.	As determined by the Manager.	Not available.	Not available.