

TORONTO MUNICIPAL CODE
CHAPTER 846, WASTE MANAGEMENT FACILITY

Chapter 846

WASTE MANAGEMENT FACILITY¹

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Schedule A, Recyclable Materials, Yard Waste, and Organic Materials

Schedule B, Prohibited Waste

[History: Adopted by the Council of the City of Toronto September 30, 2004 by By-law 746-2004.² Amendments noted where applicable.]

General References

Waste Management facility fees - See Ch. 441.

Littering and dumping of refuse - See Ch. 548.

Waste collection, commercial properties - See Ch. 841.

Waste collection, residential properties - See Ch. 844.

§ 846-1. Definitions.

As used in this chapter, the following terms shall have the meanings indicated:

GARBAGE - Waste other than recyclable materials, organic materials, yard waste, and prohibited waste.³

GENERAL MANAGER - The General Manager, or his or her designate, of the City of Toronto's Solid Waste Management Services Division. **[Added 2009-08-06 by By-law 703-2009]**

ORGANIC MATERIALS - The items, other than recyclable materials and yard waste, listed in Schedule A.

¹ Editor's Note: By-law 1082-2016 changed the title of this chapter from "Waste Transfer Station" to "Waste Management Facility" and changed the term where it was referenced throughout the chapter.

² Editor's Note: This by-law was passed under the authority of sections 11(1), 77, 130, 391 and 425 of the *Municipal Act, 2001*, S.O. 2001, c. 25. This by-law comes into force October 1, 2004.

³ Editor's Note: The former definition of "Commissioner," which immediately preceded this definition, was repealed August 6, 2009 by By-law 703-2009.

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PROHIBITED WASTE - The waste items listed in Schedule B.

RECYCLABLE MATERIALS - The waste items, other than yard waste and organic materials, listed in Schedule A.

RESIDUAL WASTE - Garbage.

TRANSFER STATION - A City-owned and controlled facility used for the purpose of transferring waste from one vehicle to another for transportation to another waste disposal or processing site, including a municipal waste recycling site, a municipal waste recycling depot, and a leaf and yard waste composting site as defined in Ontario Regulation 101/94.

WASTE - Garbage, recyclable materials, organic materials, yard waste and prohibited waste.

YARD WASTE - The waste items, other than recyclable materials and organic materials, listed in Schedule A.

§ 846-2. Waste type separation; owner identification.

- A. The General Manager shall make available, at each transfer station, the list of prohibited materials attached to this chapter as Schedule B, Prohibited Waste, and copies of regulations or standards referenced in that list. **[Amended 2009-08-06 by By-law 703-2009]**
- B. Materials listed in Schedule B, Prohibited Waste, shall not be delivered to transfer stations for disposal purposes.
- C. Vehicle operators with loads containing prohibited waste shall identify the owner of the waste.
- D. Vehicle operators with loads containing recyclable materials, organic materials, and yard waste shall identify the owner of the material.
- E. Vehicle operators shall deposit recyclable materials, yard waste and organic materials in areas designated for such materials and separated from other waste at the transfer station.

§ 846-3. Weighscale requirements.

- A. Vehicle operators shall bring their vehicles to a complete stop before driving onto the weighscale.
- B. Vehicle operators shall identify the waste material type and source to the weighscale operator.

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§ 846-4. Operations at transfer station sites.

- A. Vehicle operators entering a transfer station site shall ensure that their loads are fully covered by tarpaulins or alternative coverings acceptable to the General Manager.
[Amended 2009-08-06 by By-law 703-2009]
- B. Vehicle operators shall not remove the covering on any load except as permitted in an unloading area.
- C. Vehicle operators and other users of a transfer station shall:
 - (1) Obey any directions provided by City staff;
 - (2) Use only designated entrance and exit routes; and
 - (3) Obey all speed limits and signs posted on the site.

§ 846-5. Prohibited activities.

- A. No person shall knowingly deliver or permit to be delivered to a transfer station any material listed in Schedule B, Prohibited Waste, for disposal purposes.
- B. No person shall:
 - (1) Enter a transfer station site with an unsafe vehicle or load;
 - (2) Scavenge at a transfer station site; or
 - (3) Smoke in an unloading area.

§ 846-6. Operating area restrictions.

All persons using a transfer station shall comply with the following operating area requirements:

- A. Safety helmets and safety boots or shoes shall be worn at all times;
- B. Unloading shall be performed only in authorized areas as designated by City staff;
- C. Only the driver shall leave the vehicle while in an unloading area;
- D. Unloading doors shall be secured with chains or acceptable alternatives, and all doors shall be closed and secured before departure from the unloading area;
- E. Tarpaulins and turnbuckles shall not be removed or released except in an unloading area; and

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- F. Loose material shall be removed from truck boxes before the vehicle leaves the unloading area.

§ 846-7. Failure to comply.

[Amended 2009-08-06 by By-law 703-2009]

Any person who commits three similar violations of the requirements of this chapter may be denied entry to all City transfer stations and may be re-admitted only with written permission from the General Manager.

§ 846-8. Offences.

Any person who contravenes §§ 846-2B through E, 846-3, 846-4, 846-5, or 846-6 is guilty of an offence and is liable to a fine of not more than \$10,000 for a first conviction and \$25,000 for any subsequent conviction, except that if a corporation is convicted of an offence the maximum penalties shall be \$50,000 for the first conviction and \$100,000 for any subsequent conviction.⁴

⁴ Editor's Note: Set fine approval was received December 21, 2004.

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SCHEDULE A

RECYCLABLE MATERIALS, YARD WASTE AND ORGANIC MATERIALS

- A. The following items shall be deemed to be recyclable materials for the purposes of this chapter:
- (1) Glass bottles and jars;
 - (2) Metal food and beverage cans;
 - (3) Plastic bottles and jugs, including beverage containers, made of high density polyethylene (HDPE #2) or polyethyleneterephthalate (PET #1);
 - (4) Household paper (including junk mail, writing and computer paper and envelopes);
 - (5) Paper egg cartons, rolls and bags;
 - (6) Boxboard;
 - (7) Newspapers;
 - (8) Telephone directories;
 - (9) Magazines and catalogues;
 - (10) Clean, unwaxed corrugated cardboard;
 - (11) Aluminium foil trays;
 - (12) Polycoat milk and juice cartons;
 - (13) Aseptic drink boxes;
 - (14) Empty paint cans;
 - (15) Empty aerosol cans;
 - (16) Scrap metal, including but not limited to refrigerators, stoves, freezers, air conditioners, dehumidifiers, washing machines, clothes dryers, dishwashers, barbecues, and large metal objects;
 - (17) Drywall;
 - (18) Polystyrene;
 - (19) Passenger tires without rims; and
 - (20) Any other item designated as a recyclable material by the General Manager.
[Amended 2009-08-06 by By-law 703-2009]
- B. The following items shall be deemed to be yard waste for the purposes of this chapter:
- (1) Plant cuttings, roots, weeds and leaves;

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- (2) Hedge and shrub trimmings, brush cuttings, twigs and branches under 7.5 centimetres in diameter;
 - (3) Christmas trees; and
 - (4) Any other item designated as yard waste by the General Manager. **[Amended 2009-08-06 by By-law 703-2009]**
- C. The following items shall be deemed to be organic materials for the purposes of this chapter:
- (1) All food materials, including fresh, frozen, dried, cooked and prepared foods and leftovers;
 - (2) Fruit and vegetable scraps;
 - (3) Pasta, bread and cereal;
 - (4) Meat and fish products;
 - (5) Egg shells;
 - (6) Coffee grinds and filters;
 - (7) Tea bags;
 - (8) Houseplants (no pots or baskets);
 - (9) Soiled paper towels, tissues and wet paper;
 - (10) Diapers and sanitary products;
 - (11) Animal waste, litter or bedding; and
 - (12) Any other item designated as organic materials by the General Manager. **[Amended 2009-08-06 by By-law 703-2009]**

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SCHEDULE B

PROHIBITED WASTE

The following items shall be deemed to be prohibited waste for the purposes of this chapter:

- A. Acute hazardous waste chemical as defined in Revised Regulations of Ontario, 1990, Regulation 347;
- B. Biomedical waste, and pathological waste, whether solid or liquid, including but not limited to any animal or human organ or part thereof; bone, muscle or other animal or human tissue or part thereof; used bandages, poultices, dressings, medicines, vitamins, drugs, vaccines, needles, syringes, vials or any other similar material or substance which contains or may contain pathogenic micro-organisms or which may be hazardous or dangerous and anything designated as pathological waste by Revised Regulations of Ontario, 1990, Regulation 347;
- C. Hazardous waste chemical as defined in Revised Regulations of Ontario, 1990, Regulation 347;
- D. Corrosive waste as defined in Revised Regulations of Ontario, 1990, Regulation 347;
- E. Hazardous industrial waste as defined in Revised Regulations of Ontario, 1990, Regulation 347;
- F. Ignitable waste as defined in Revised Regulations of Ontario, 1990, Regulation 347;
- G. PCB waste as defined in Revised Regulations of Ontario, 1990, Regulation 362;
- H. PCB waste as defined by the United States Environmental Protection Agency in 2003 40 CFR 761, in force on October 1, 2004;
- I. Radioactive waste as defined in Revised Regulations of Ontario, 1990, Regulation 347;
- J. Low-level radioactive waste as defined in section 2 of Michigan's Low-Level Radioactive Waste Authority Act, 1987 PA 204, MCL 333.26202, in force on October 1, 2004;
- K. Reactive waste as defined in Revised Regulations of Ontario, 1990, Regulation 347;
- L. Severely toxic waste as defined in Revised Regulations of Ontario, 1990, Regulation 347;
- M. Leachate toxic waste as defined in Revised Regulations of Ontario, 1990, Regulation 347;
- N. Pharmaceutical waste;
- O. Any household product, material or item labelled as "corrosive," "toxic," "reactive," "explosive," "oxidizing," "poisonous," "infectious" or "flammable," including but not limited to the following:
 - (1) Pool or photographic chemicals;
 - (2) Laundry bleach;

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- (3) Drain, oven, toilet and carpet cleaning solutions;
 - (4) Paint thinner and paint remover;
 - (5) Rat and mouse poison;
 - (6) Flea collars and powders;
 - (7) Insect killers;
 - (8) Moth balls;
 - (9) Weed killers;
 - (10) Fungicides;
 - (11) Wood preservatives;
 - (12) Oil-based and latex paints;
 - (13) Engine oil;
 - (14) Brake and transmission fluid;
 - (15) Antifreeze;
 - (16) Automotive batteries (including lead acid batteries);
 - (17) Ni-cad rechargeable batteries (including lead acid batteries);
 - (18) Propane tanks;
 - (19) Other gas tanks, including lighters;
 - (20) Aerosol containers; and
 - (21) Fire extinguishers.
- P. Waste generated as a result of construction, demolition or renovation, including but not limited to soil, drywall, bricks, concrete, concrete or cinder blocks, paving stones, asphalt, wood greater than 1.2 metres (four feet) in length, scrap metal, and asbestos;
- Q. Hay, straw, manure or animal excrement;
- R. Any waste in liquid form including but not limited to swill or other organic matter not properly drained and securely wrapped;
- S. Sod, grass, grass clippings;
- T. Mixed loads of waste and recyclable material or recyclable (Blue Box) materials that have been mixed with garbage;
- U. Beverage containers, including aluminum food or beverage cans (including cans made primarily of aluminum), glass bottles and jars for food or beverages, steel food or beverage cans (including cans made primarily of steel), polyethylene terephthalate bottles

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for food or beverages (including bottles made primarily of polyethylene terephthalate), from all generators of industrial, commercial and institutional waste;

- V. Municipal wastewater sewage sludge or any other type of industrial sludge;
- W. Catch basin and screening waste;
- X. Incinerator ash, red ash and any other type of ash;
- Y. Dusty materials;
- Z. Contaminated soil;
- AA. Tires, shredded rubber, and any tire residue;
- BB. Drums (plastic or metal drums/uncrushed drums);
- CC. Waste logs and trees;
- DD. Leaf and yard waste as defined in Ontario Regulation 101/94;
- EE. Railway ties, telephone poles and any wood waste greater than 1.2 metres (four feet) in length;
- FF. Clean fill, soil, sand, and aggregates;
- GG. Street sweepings;
- HH. Animal carcasses, animal by-products, slaughterhouse remains;
- II. Alternate daily cover inclusive of de-watered paper fibre, wood chips, road base;
- JJ. Discarded commercial chemical products, off-specification species, container residues, and spill residues thereof identified and listed as toxic hazardous wastes under Rule 226 and enumerated in the Michigan Department of Environmental Quality Waste Management Division's Hazardous Waste Management Program Administrative Rules promulgated pursuant to Part 111 of the Natural Resources and Environmental Protection Act, 1994 PA 451, as amended, Rule 299.9226 Table 205c, in force on October 1, 2004; and
- KK. Designated materials and other items which have been banned from landfill or for which reasonable alternative disposal methods are available, as determined by the General Manager. **[Amended 2009-08-06 by By-law 703-2009]**