

Authority: Works Committee Report No. 7, Clause No. 1,
adopted as amended, by City of Toronto Council on June 18, 19 and 20, 2002
Enacted by Council: June 20, 2002

CITY OF TORONTO

BY-LAW No. 575-2002

**To adopt a new City of Toronto Municipal Code Chapter 841, Waste Collection,
Commercial Properties.**

WHEREAS section 208.2 of the *Municipal Act* authorizes a municipality to pass by-laws to establish, maintain and operate a waste management system; and

WHEREAS section 208.6 of the *Municipal Act* authorizes a municipality to pass by-laws to prohibit or regulate the use of any part of a waste management system; and

WHEREAS paragraph 82 of section 210 of the *Municipal Act* authorizes a municipality to pass by-laws to prohibit the throwing, placing or depositing of refuse or debris on property of the municipality without the municipality's authorization; and

WHEREAS section 220.1 of the *Municipal Act* authorizes a municipality to pass by-laws imposing fees or charges for services or activities provided by the municipality; and

WHEREAS the handling and collection of garbage and other waste from commercial properties within the City of Toronto has, to date, been regulated by by-laws enacted by the councils of the former municipalities known as the Corporation of the City of Toronto, the Corporation of the City of North York, the Corporation of the City of Etobicoke, the Corporation of the City of York, the Corporation of the City of Scarborough and the Borough of East York; and

WHEREAS it is desirable to consolidate and harmonize the waste collection by-laws of the former municipalities with respect to commercial properties;

The Council of the City of Toronto HEREBY ENACTS as follows:

1. The City of Toronto Municipal Code is amended by adding the following as Chapter 841, Waste Collection, Commercial Properties:

Chapter 841

WASTE COLLECTION, COMMERCIAL PROPERTIES

ARTICLE I

Definitions; interpretation

§ 841-1. Definitions.

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

BULKY ITEM – An item which is larger than 1.2 metres in any one dimension or weighs in excess of 20 kilograms, including furniture or white goods of whatever size and weight as may be determined by the Commissioner.

BUSINESS IMPROVEMENT AREA - An area designated as an improvement area by a by-law passed under section 220 of the *Municipal Act* or a predecessor of that section.

CITY AUTHORIZED BAG – A specially marked garbage bag acquired by the City and distributed through City authorized distributors.

CITY AUTHORIZED TAG - A specially marked tag acquired by the City and distributed through City authorized distributors.

COLLECTION POINT - The part of an eligible commercial property that has been designated by the Commissioner for the setting out and collection of garbage, recyclable materials and organic materials.

COMMISSIONER - The Commissioner of the City's Works and Emergency Services Department and includes his or her designate or successor, if any.

COMMERCIAL PROPERTY - A property used for retail, service, commercial, recreational or entertainment purposes or for offices and includes property which is not residential property, industrial property, institutional property or property owned and operated by a registered charity.

CONTAMINATION - The mixing of an item referred to in one subclause below with an item described in a different subclause:

- A. Recyclable Materials.
- B. Garbage.
- C. Organic Materials.
- D. Yard Waste.
- E. Prohibited Waste.

CURBSIDE COLLECTION – The collection of garbage, recyclable materials and organic materials in the appropriate containers described in Article III, at a collection point which is at or near a curb.

DAYTIME COLLECTION PERIOD - A period of time which commences at 7:00 a.m. on a specified day and concludes at 5:00 p.m. the same day during which the City provides services.

DEPARTMENT - The City's Works and Emergency Services Department.

DWELLING ROOM - A room used or designed for human habitation which has culinary or sanitary facilities, but does not include:

- A. A room in a dwelling unit or in a hotel, tourist or guest home;

B. A bathroom or kitchen; or

C. A windowless storage room that has a floor area of less than ten square metres.

DWELLING UNIT - A living accommodation used or designed for habitation by one person or by two or more persons living together as a family which consists of a room or suite of two or more rooms in which both culinary and sanitary facilities are provided for the exclusive use of the person or family.

ELIGIBLE COMMERCIAL PROPERTY - A commercial property or the commercial portion of a mixed residential/commercial property within the City which meets the requirements contained in §§ 841-3A or C, to which the City provides services.

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

GARBAGE COLLECTION SERVICES - Those services provided by the City under this chapter for the removal of garbage from eligible commercial properties within the City.

GARBAGE CONTAINER - A container for setting out garbage which meets the requirements contained in § 841-7.

GROUND FLOOR AREA – The total area of a building between the outside faces of the exterior walls of the storey which is at ground level excluding patios, verandas, garages and porches.

INDUSTRIAL PROPERTY – A property zoned for industrial use under the City’s zoning by-laws or assessed as such for the purpose of municipal property tax assessment.

INSTITUTIONAL PROPERTY – A school, a hospital, a library, a place of worship, a City-owned property which is exempt from property taxation and a facility which provides community support services.

MECHANICAL COLLECTION – The collection of garbage and recyclable materials in containers described in §§ 841-7B, C and D and 841-8B and C.

MIXED RESIDENTIAL/COMMERCIAL PROPERTIES – Eligible commercial properties that contain dwelling rooms or dwelling units.

NIGHTTIME COLLECTION PERIOD - A period of time which commences at 11:00 p.m. on a specified day and concludes at 7:00 a.m. the next day during which the City provides services.

ORGANICS CONTAINER – A container for setting out organic material which meets the requirements set out in § 841-9.

ORGANIC MATERIALS – The waste items referred to in Schedule B at the end of this chapter.

ORGANICS COLLECTION SERVICES – The services provided by the City for the removal of organic materials from an eligible commercial property in the City.

OWNER - An owner, occupant, lessee, tenant or any other person in charge or in control of an eligible commercial property.

PROHIBITED WASTE - The waste items referred to in Schedule C at the end of this chapter.

RECYCLABLE MATERIALS – The waste items referred to in Schedule A at the end of this chapter.

RECYCLING CONTAINER - A container for setting out recyclable materials which meets the requirements contained in § 841-8.

RECYCLING COLLECTION SERVICES - The services provided by the City for the removal of recyclable materials from public or private property within the City.

REGULATION CONTAINER - A garbage container, a recycling container or an organics container.

SERVICES - One or more of the services provided by the City under this chapter, including garbage collection services, recycling collection services and organics collection services.

SET OUT - The placement at a collection point of an item with respect to which the City provides services.

SPECIALLY EQUIPPED BUILDING - An eligible commercial property which has a stationary compactor unit and garbage container(s) and recycling container(s).

STREET - Any public highway, road, street, lane, alley or square within the jurisdiction of the City.

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

YARD WASTE – The items referred to as yard waste in Schedule B at the end of Chapter 844, Waste Collection, Residential Properties.

§ 841-2. Interpretation.

- A. The necessary grammatical changes required to make the provisions of this chapter apply to corporations, partnerships, trusts, and individuals, male or female, and to include the singular or plural meaning where the context requires, shall in all cases be assumed as though fully expressed.
- B. Any term referred to in paragraphs A to J and clause 13 of paragraph L of Schedule C at the end of this chapter shall have the same meaning as set out in Chapter 681, Sewers.

ARTICLE II
Collection Services

§ 841-3. Eligibility for services.

- A. Subject to the terms and conditions contained in this chapter and any directives issued by City Council from time to time, the City may provide collection services to commercial properties that are:
 - (1) Not industrial properties; and which
 - (a) Have a ground floor area not exceeding 500 square metres and with fewer than four above ground storeys; or
 - (b) Are located in mixed residential/commercial properties or in plazas and malls where the residential area of the plaza or mall is at least one third of the total area, and with fewer than four above ground storeys.
- B. For the purposes of Subsection A, a storey of a building is considered to be at ground level if its floor is not more than one metre below street level.
- C. Despite Subsection A, commercial properties that do not meet the requirements set out in Subsections A(1)(a) and A(1)(b) that have a ground floor area not exceeding 1,250 square metres and received City collection services prior to March 8, 2002 shall be eligible to receive services, subject to the terms and conditions contained in this chapter.
- D. Subject to the terms and conditions contained in this chapter and any directives issued by City Council or the Commissioner from time to time, the City shall collect garbage, recyclable materials and organic materials from eligible commercial properties.
- E. No owner shall be eligible to receive services unless the owner has paid in full all fees for garbage or organics collection services as required under this chapter.
- F. The City shall not collect waste from a commercial property which does not meet the requirements of Subsections A or C.
- G. The City shall not, under this chapter, provide services to collect bulky items or yard waste.
- H. Every owner shall ensure that specific recycling and organics collection instructions are posted in locations at the property as designated by the Commissioner.
- I. No owner shall be eligible to receive or to continue to receive services:
 - (1) unless the owner arranges, to the satisfaction of the Commissioner, for recycling collection services and complies with all relevant requirements set out in the City publication entitled “Requirements for Garbage and Recycling Collection Services at Developments and Redevelopments” as same may be amended or replaced from time to time; or

- (2) where the owner, without the authorization of the Commissioner, sells or otherwise transfers recyclable materials to persons other than the City.

§ 841-4. Frequency of waste collection services.

- A. The City shall collect garbage, recyclable materials and organic materials from eligible commercial properties no more than once per week.
- B. Despite Subsection A, garbage, recyclable materials and organic materials may be collected no more than twice per week from eligible commercial properties located within the following areas and as identified in Schedule E at the end of this chapter:
- (1) Established business improvement areas;
 - (2) Established nighttime collection routes;
 - (3) Streets fronting on the Yonge and the Bloor/Danforth Subway lines;
 - (4) Lake Shore Boulevard, west of the Humber River; and
 - (5) Kingston Road.
- C. Despite Subsection B, subject to the Commissioner's approval, organic materials may be collected up to seven times per week from eligible commercial properties which receive services during a nighttime collection period and where an efficient collection route can be established.

§ 841-5. Collection of prohibited waste.

- A. The City shall not collect prohibited waste.
- B. No owner shall set out prohibited waste for collection by the City, either on its own or mixed with any waste with respect to which the City provides services.

§ 841-6. Fees.

- A. Every owner shall pay the City a fee for the collection, transfer and disposal of garbage at the rate set by the City from time to time.
- B. Owners receiving curbside garbage collection services shall purchase City authorized bags at the rate set out in Schedule D at the end of this chapter.
- C. Owners receiving curbside garbage collection services shall purchase, at the rate set out in Schedule D at the end of this chapter, City authorized tags which shall be affixed to garbage which is required to be bundled pursuant to this chapter.
- D. Owners receiving mechanical garbage collection services shall be charged a fee based on the number of containers at the rate set out in Schedule D at the end of this chapter.

- E. Owners receiving organics collection services at a frequency greater than twice per week shall be charged an annual fee at the rate set out in Schedule D at the end of this chapter.
- F. All cost and fees required pursuant to § 841-6 shall be prepaid by the owner.
- G. In the event a fee required under this chapter is not paid, a penalty of 1.25% shall be added on the unpaid amount of the fee on the first day after the fee payment due date and a further \$1.25% interest charge shall be added on the first day of each additional month thereafter in which the fee remains outstanding.
- H. In the event an owner submits a cheque which is subsequently not honoured, the owner shall be charged a fee of \$25.00 for each such cheque.

ARTICLE III
Requirements for regulation containers

§ 841-7. Garbage containers.

An owner shall use a container described below for setting out Garbage:

- A. A City authorized bag;
- B. A properly covered watertight metal container displaying a City authorized decal, in sound and good working order with a capacity greater than 1.53 cubic metres and less than 4.6 cubic metres which has a maximum weight of 1500 kilograms when full and is compatible with the equipment used by the City for the provision of garbage collection services;
- C. A 1,136 or 1,150 litre plastic bin which is compatible with the equipment used by the City for the provision of garbage collection services;
- D. A 340 litre plastic bin equipped with wheels which is compatible with the equipment used by the City for the provision of garbage collection services; or
- E. Any other container, in good working order designated by the Commissioner as acceptable for setting out garbage.

§ 841-8. Recycling containers.

An owner shall use a container described below for setting out recyclable materials:

- A. A blue box;
- B. A 340 litre plastic bin equipped with wheels which is compatible with the equipment used by the City for the provision of recycling collection services;
- C. A fully covered, water-tight metal container with a capacity greater than 2.3 cubic metres and less than 4.6 cubic metres which is compatible with the equipment used by the City for the provision of recycling collection services; or

- D. Such other container provided by the City or designated by the Commissioner as acceptable for setting out recyclable materials.

§ 841-9. Organics containers.

An owner shall use a container described below for setting out organic materials:

- A. An organics collection container which is provided by the City or which meets the requirements of the City; or,
- B. Such other container designated by the Commissioner as acceptable for setting out organic materials which is compatible with the equipment used by the City for the provision of organics collection services.

§ 841-10. Residential/commercial mixed use properties.

Owners of mixed residential/commercial properties shall provide, for the use by residents, sufficient separate regulation containers for garbage and recyclable materials.

ARTICLE IV

Setting out garbage, recyclable materials and organic materials

§ 841-11. General Requirements.

- A. No owner shall set out garbage, recyclable materials or organic materials for collection unless the garbage, recyclable materials or organic material is:
- (1) Generated on the public or private portion of the property abutting the approved collection point;
 - (2) Placed as close as possible to the edge of the roadway without obstructing the roadway or sidewalk;
 - (3) Free from contamination; and
 - (4) In appropriate regulation containers which are clean, well maintained, in good working order and filled to a height no greater than their sides.
- B. No owner shall set out, nor shall the City be obliged to collect, any item, which weighs in excess of 20 kilograms, whether such item be a bundle, in a regulation container or loose.
- C. Subsection B does not apply to regulation containers described in §§ 841-7B, C and D and 841-8B and C.
- D. Owners shall ensure that the space on a sidewalk or street occupied by garbage, recyclable materials, organic materials or special collection items set out for collection does not exceed the projection of the property.

- E. At all times, owners shall cleanly sweep and keep free from obstruction, by waste, litter and other encumbrances, the sidewalks in front of and about the premises.

§ 841-12. Times for setting out garbage, recyclable materials and organic materials.

- A. An owner who receives services during a daytime collection period shall ensure that:
- (1) Garbage, recyclable materials and organic materials are set out at the collection point no earlier than 8:00 p.m. on the day before collection and no later than 7:00 a.m. on the day of collection; and
 - (2) Empty regulation containers are removed from the collection point no later than 10:00 p.m. on the day of collection.
- B. An owner who receives services during a nighttime collection period shall ensure that:
- (1) Garbage, recyclable materials and organic materials are set out at the collection point no earlier than 8:00 p.m. and no later than 11:00 p.m. on the first day of the nighttime collection period;
 - (2) Despite Subsection B1, with respect to a nighttime collection period which begins on a Friday or Saturday, organic materials shall not be placed out for collection prior to 12:01 a.m. on the second day of the nighttime collection period unless otherwise permitted by the Commissioner; and
 - (3) Empty regulation containers are removed from the collection point no later than 10:00 a.m. on the second day of the nighttime collection period.
- C. At any time period other than a time period described in Subsections A and B, owners shall ensure that garbage, recyclable materials and organic materials are stored on their premises and contained in a manner that protects same from rodents, vermin, pests and other disturbances.
- D. An owner shall make his best efforts to set out garbage, recyclable materials and organic materials on each day that the City provides garbage collection services, recycling collection services and organics collection services, as the case may be, and in no case shall an owner fail to set out an item eligible for collection under this chapter for more than one collection period.

§ 841-13. Preparation of recyclable materials for collection.

- A. Owners shall sort and set out recyclable materials as follows:
- (1) the following items shall be placed inside a recycling container loose and free of plastic bags or any other wrapping:
 - (a) Glass bottles and jars;
 - (b) Metal food and beverage cans;

- (c) Plastic bottles and jugs made of high density polyethylene (HDPE #2) or polyethyleneterephthalate (PET #1);
 - (d) Aluminum foil trays;
 - (e) Polycoat milk and juice cartons;
 - (f) Aseptic drink boxes;
 - (g) Empty paint cans; and
 - (h) Empty aerosol cans.
- (2) the following materials shall be placed loose in a recycling container, separate from the items referred to in clause (1) of § 841-13:
- (a) Household paper;
 - (b) Paper egg cartons, rolls and bags;
 - (c) Gift wrap and cards; and
 - (d) Boxboard.
- (3) the following items shall be set out for collection in bundles not exceeding 20 kilograms in weight, tied with string and free of any wrapping or container:
- (a) Newspapers;
 - (b) Telephone directories;
 - (c) Magazines and catalogues; and
 - (d) Flattened clean, unwaxed corrugated cardboard, in bundles no larger than 75 x 75 x 30 centimetres.
- B. Despite Subsection A, owners who receive mechanical recycling collection services shall place the following recyclable materials loose in recycling containers, separate from any other items:
- (1) Household paper;
 - (2) Paper egg cartons, rolls and bags;
 - (3) Gift wrap and cards;
 - (4) Boxboard;
 - (5) Newspapers;

- (6) Telephone directories;
 - (7) Magazines and catalogues;
 - (8) Flattened clean, unwaxed corrugated cardboard, no larger than 75 x 75 x 30 centimetres.
- C. Owners who receive mechanical recycling collection services shall place the following recyclable materials loose in the appropriate regulation containers, free of plastic bags or any other wrapping and separate from any other items including the items referred to in Subsection B:
- (1) Glass bottles and jars;
 - (2) Metal food and beverage cans;
 - (3) Plastic bottles and jugs made of high density polyethylene (HDPE #2) or polyethyleneterephthalate (PET #1);
 - (4) Aluminum foil trays;
 - (5) Polycoat milk and juice cartons;
 - (6) Aseptic drink boxes;
 - (7) Empty paint cans; and
 - (8) Empty aerosol cans.

§ 841-14. Preparation of organic materials for collection.

Owners who receive organics collection services shall sort and set out organic materials as follows:

- A. Organic materials shall be set out in an organics container; and,
- B. Organic materials shall be set out free of liquid waste, plastic containers, twist ties and other contaminants.

§ 841-15. Specially equipped buildings.

- A. Owners of specially equipped buildings shall ensure that garbage is packed by means of a stationary compactor unit.
- B. Owners of specially equipped buildings shall ensure that their stationary compactor units are at all times in good working order.

- C. The Commissioner may require the owner of a specially equipped building to provide appropriate storage facilities, compactor equipment, collection locations and facilities for the implementation and/or continued receipt of services.
- D. Garbage shall be collected from specially equipped buildings as often as may be considered necessary by the Commissioner.

ARTICLE V

Prohibited acts; charging expenses against property; penalties

§ 841-16. Prohibited Acts.

No person shall:

- A. Place, permit to be placed or permit to remain on or in any street abutting the property, which they own or occupy any waste, except as expressly authorized by this chapter;
- B. Throw, cast or otherwise deposit or permit any contractor, agent or employee to throw, cast or otherwise deposit any waste whatsoever on or in any street or public property, except as expressly authorized by this chapter;
- C. Pick over, interfere with, disturb, remove or scatter any waste set out for collection unless authorized to do so by the Commissioner;
- D. Permit any animal owned by him or under his care or control to pick over, interfere with, disturb, remove or scatter any waste set out for collection;
- E. Place waste on public property for collection by a private agency, unless otherwise approved by the Commissioner.
- F. Deposit waste generated on private property in public receptacles;
- G. Set out any waste for collection unless it is in an appropriate regulation container as specified in this chapter; or
- H. Set out any waste in a regulation container that is not in good working order.

§ 841-17. Charging of expenses against the property.

In this chapter, where any person is directed or required to do any matter or thing, in default of its being done by the person directed or required to do it, such matter or thing shall be done at the person's expense and the City may recover the expense incurred in doing it by action or the same may be recovered in like manner as municipal taxes.

§ 841-18. Penalties.

Any person who contravenes any provision of this chapter is guilty of an offence and upon conviction therefore is liable to a fine of not more than \$10,000.00 for a first offence and \$25,000.00 for any subsequent offence, except that where a corporation is convicted of an offence, the maximum penalties shall be \$50,000.00 for the first offence and \$100,000.00 for any subsequent offence; and

§ 841-19. Discontinuance of Service.

- A. In the event that an owner fails to comply with the provisions of this chapter and as a result the Commissioner discontinues services, the affected owner shall obtain private collection services during the period in which the services are discontinued, at the same or greater frequency at which the services were provided prior to their discontinuance.
- B. The Commissioner may reinstitute services upon the owner demonstrating to the satisfaction of the Commissioner that the owner will be in compliance with the provisions of this chapter.

ARTICLE VI

Restrictions on City collection; powers and duties of the Commissioner

§ 841-20. Restrictions on City collection.

- A. The City shall not make collections from, nor return regulation containers to any location which the Commissioner deems unreasonable, inefficient or dangerous to City employees.
- B. No City employee shall enter any building, property or part of any building or property for the purpose of removing or returning any regulation container except as determined by the Commissioner.
- C. Before any City employee enters the building, property or part of any building or property which the Commissioner has determined to be safe under Subsection B, the owner shall enter into an agreement with the City to:
 - (1) Indemnify and keep indemnified the City against all actions, suits, claims and demands which may be brought against or made upon the City and its officers, employees and agents and against all loss, costs, charges, damages or expenses whatsoever which may be incurred, sustained or paid by the City in consequence of any employee of the City entering the building, the property, or part of it;
 - (2) Grant to the City full power and authority to settle any such actions, suits, claims and demands on such terms as the City may consider advisable; and
 - (3) Covenant and agree with the City to pay to the City on demand all moneys paid by the City pursuant to any such settlement and also such sum as shall represent the reasonable costs of the City or its solicitor in defending or settling any such actions, suits, claims or demands.

§ 841-21. Powers and duties of the Commissioner.

The Commissioner shall:

- A. Determine the frequency and scheduling of the services to be provided under this chapter;
- B. Establish nighttime collection routes;
- C. Designate collection points for waste which is eligible for collection;
- D. Designate the size of items allowable for collection;
- E. Discontinue or refuse services to an owner whose property is, in the opinion of the Commissioner, unsafe for entry or egress by persons providing services with respect to the physical layout, loading facilities and the method of handling garbage and other waste on the property;
- F. Where appropriate, require that the owner of an eligible commercial property distribute information relating to the services to all individual businesses and dwelling units within the property;
- G. Determine which commercial properties require more than twice per week organics collection services for reasons of health or safety;
- H. Provide information to the public with respect to the handling and disposal of prohibited waste;
- I. Provide information and services with respect to the diversion of recyclable materials and organic materials from garbage;
- J. May, in the event of inclement weather or other condition which renders the provision of the services unsafe, suspend collection services in all or part of the City for a specified period of time; and
- K. Establish such other things as are necessary for the proper administration of this By-law.

**SCHEDULE A
RECYCLABLE MATERIALS**

The following items shall be deemed to be recyclable materials for the purposes of this chapter:

- A. Glass bottles and jars;
- B. Metal food and beverage cans;
- C. Plastic bottles and jugs made of high density polyethylene (HDPE #2) or polyethyleneterephthalate (PET #1);
- D. Household paper (including junk mail, writing and computer paper and envelopes);

- E. Paper egg cartons, rolls and bags;
- F. Boxboard;
- G. Newspapers;
- H. Telephone directories;
- I. Magazines and catalogues;
- J. Clean, unwaxed corrugated cardboard;
- K. Aluminum foil trays;
- L. Polycoat milk and juice cartons;
- M. Aseptic drink boxes;
- N. Empty paint cans;
- O. Empty aerosol cans; and
- P. Any other item designated as a recyclable material by the Commissioner.

SCHEDULE B
ORGANIC MATERIALS

The following items shall be deemed to be organic materials for the purposes of this chapter:

- A. Fruits and vegetable scraps;
- B. Pasta and bread;
- C. Meat and fish products;
- D. Egg shells;
- E. Coffee grinds and filters;
- F. Tea bags;
- G. Candy and confectionery products
- H. Soiled paper fibre food packaging (i.e., microwave popcorn bags, meat wrap, ice cream carton);
- I. Houseplants including plant material and soil (no pots or baskets); and
- J. Any other item designated as organic waste by the Commissioner.

**SCHEDULE C
PROHIBITED WASTE**

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

- A. Acute hazardous waste chemicals;
- B. Hazardous waste chemicals;
- C. Combustible liquids;
- D. Hazardous industrial waste;
- E. Ignitable waste;
- F. PCBs;
- G. Waste radioactive prescribed substances;
- H. Reactive waste;
- I. Severely toxic waste;
- J. Waste disposal site leachate;
- K. Pathological waste including biomedical 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 Regulation 347 under the *Environmental Protection Act*, as same may be amended or replaced from time to time;
- L. Any product, material or item labeled 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;
 - (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;

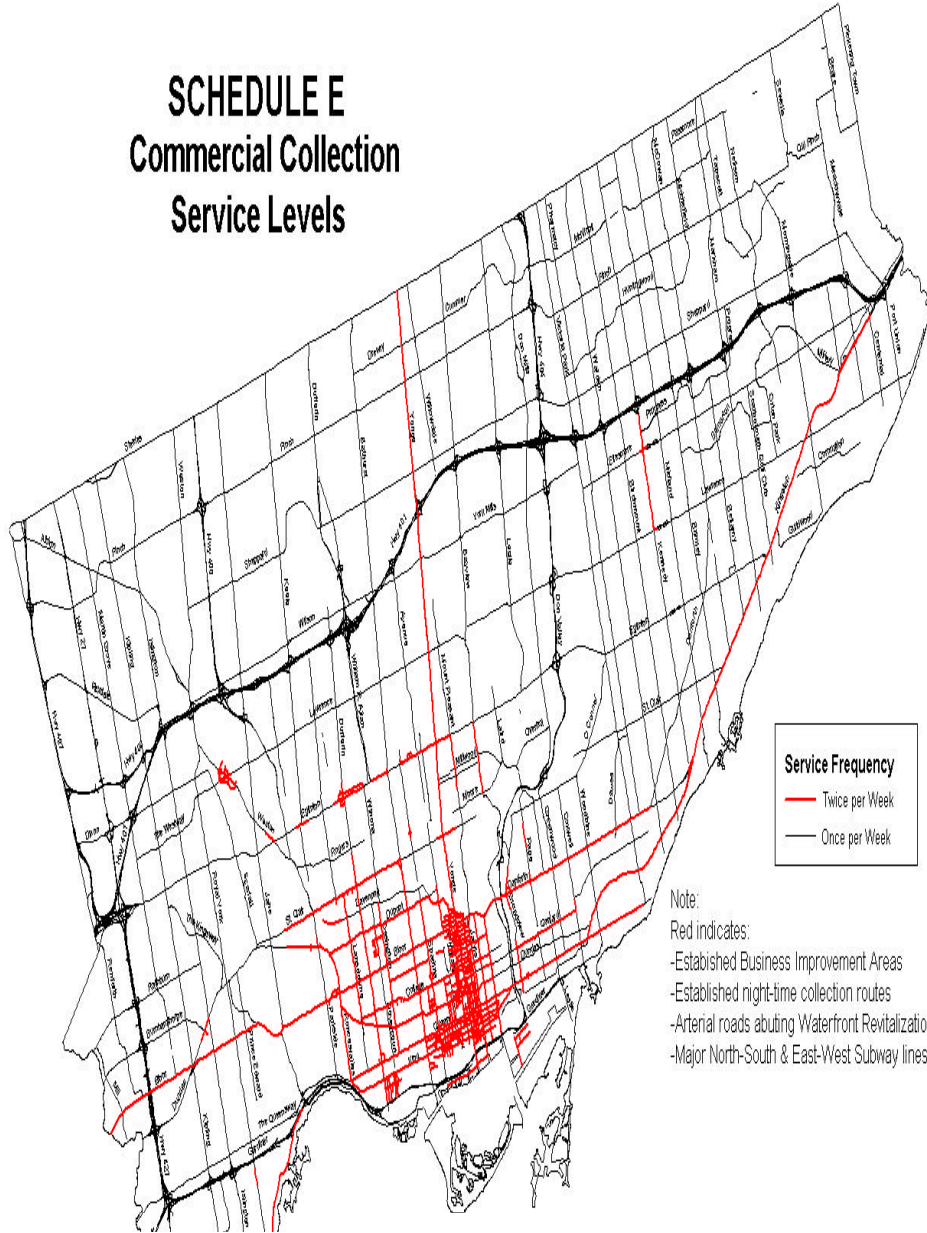
- (8) Moth balls;
 - (9) Weed killers;
 - (10) Fungicides;
 - (11) Wood preservatives;
 - (12) Oil-based and latex paints and primers;
 - (13) Fuels;
 - (14) Brake and transmission fluid;
 - (15) Antifreeze;
 - (16) Automotive batteries;
 - (17) Ni-cad rechargeable batteries;
 - (18) Propane tanks;
 - (19) Other gas tanks, including lighters;
 - (20) Aerosol containers; and
 - (21) Fire extinguishers;
 - (22) Corrosive waste as defined under Regulation 347 under the *Environmental Protection Act*, as same may be amended or replaced from time to time;
- M. Waste generated as a result of construction, demolition or renovation, including but not limited to soil, plaster, drywall, masonry and tile, bricks, concrete, concrete or cinder blocks, paving stones, asphalt, wood, windows and window glass, shingles, scrap metal, insulation (such as fibreglass or styrofoam), asbestos, urea formaldehyde;
- N. Waxed cardboard, unless it is cut, broken and securely tied into bundles no larger than 120 x 80 x 80 centimetres;
- O. Scrap wood or carpeting, unless it is cut, broken or securely tied into bundles or pieces less than 120 x 80 x 80 centimetres and free of all nails and staples, or as may otherwise be designated by the Commissioner;
- P. Hay, straw, animal waste or manure;
- Q. Any waste in liquid form including but not limited to swill or other organic matter not properly drained and securely wrapped;

- R. Sod, grass, grass clippings;
- S. Waste produced by a person or organization involved in the processing or fabrication of products;
- T. Any material which has become frozen to or otherwise attached to its regulation container which cannot be removed by shaking;
- U. Broken glass, crockery and other sharp objects not packaged in a manner to prevent injury to any person;
- V. Designated materials and other items which have been banned from landfill or for which reasonable alternative disposal methods are available, as determined by the Commissioner;
- W. Tires; and
- X. Any other item or thing designated as prohibited waste by the Commissioner.

**SCHEDULE D
COMMERCIAL COLLECTION FEES**

Material Type	Frequency	Type of Collection	Prepaid Fee	
Recyclables	Once or twice per week	Bin, bundle, cart	Free	
Organics	Once or twice per week	Cart	Free	
	5 times per week	Cart	\$ 1,200 per year	
	6 times per week	Cart	\$ 1,600 per year	
	7 times per week	Cart	\$ 2,000 per year	
Garbage	Once or twice per week	Bag or Bundle	\$3.10 per bag or tag	
	Once per week	Cart	\$806 per cart per year	
	Twice per week	Cart	\$1,612 per cart per year	
	Once per week	Bin (Bulk Lift/Rear Bin/Automated) Size (cubic metres)	1.15	\$865 per bin per year
			1.53	\$1,105 per bin per year
			2.29	\$1,585 per bin per year
			3.06	\$2,065 per bin per year
			4.59	\$3,030 per bin per year
			6.12	\$3,990 per bin per year
			7.65	\$4,950 per bin per year
			Twice per week	Bin (Bulk Lift/Rear Bin/Automated) Size (cubic metres)
	1.53	\$2,210 per bin per year		
	2.29	\$3,170 per bin per year		
	3.06	\$4,130 per bin per year		
4.59	\$6,060 per bin per year			
6.12	\$7,980 per bin per year			
7.65	\$9,900 per bin per year			

SCHEDULE E Commercial Collection Service Levels



2. The following By-laws shall continue to be in effect, provided that in the event of a conflict between Chapter 841 and a by-law referred to below, Chapter 841 shall prevail.
- A. Toronto, Chapter 309, as amended.
 - B. Etobicoke, Chapter 149, as amended.
 - C. East York By-law No. 1-86, as amended.
 - D. York By-law No. 2890-78, as amended.
 - E. Scarborough By-law No. 24478, as amended.
 - F. North York By-law No. 21732, as amended.
3. This by-law comes into force on September 1, 2002.

ENACTED AND PASSED this 20th day of June, A.D. 2002.

CASE OOTES,
Deputy Mayor

ULLI S. WATKISS
City Clerk

(Corporate Seal)