

Authority: Policy and Finance Committee Report 4, Clause 40, as adopted by City of Toronto Council on April 12, 13 and 14, 2005 and Licensing and Standards Committee Item 24.4, as adopted by City of Toronto Council on October 26 and 27, 2009

Enacted by Council: October 27, 2009

## **CITY OF TORONTO**

### **BY-LAW No. 1066-2009**

#### **To make minor amendments and technical amendments to City of Toronto Municipal Code Chapter 548, Littering and Dumping of Refuse.**

WHEREAS City staff reviewed City of Toronto Municipal Code Chapter 548, Littering and Dumping of Refuse and determined that amendments were necessary to help improve the enforceability of Chapter 548; and

WHEREAS it is necessary to amend City of Toronto Municipal Code Chapter 548, Littering and Dumping of Refuse, to reflect the amendments adopted by Council; and

WHEREAS City of Toronto Municipal Code Chapter 548, Littering and Dumping of Refuse does not accurately reflect the City's current administrative structure; and

WHEREAS City of Toronto Municipal Code Chapter 548, Littering and Dumping of Refuse does not accurately reflect the materials that are considered to be recyclable materials or prohibited waste by the City; and

WHEREAS under § 169-26 of Municipal Code Chapter 169, Officials, City, the City Solicitor, in consultation with the City Clerk, may submit bills directly to Council to make technical amendments to the Municipal Code and other by-laws to correct technical errors;

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

#### **1. Chapter 548, Littering and Dumping of Refuse.**

A. By amending § 548-1 as follows:

(1) by deleting the following definitions:

COMMISSIONER

HEALTH HAZARD

INOPERATIVE VEHICLE

(2) by adding the following definitions in alphabetical order:

GENERAL MANAGER — The General Manager of the Solid Waste Management Division, or his or her designate.

HEALTH HAZARD — Includes,

- (a) a condition of a premises,
- (b) a substance, thing, plant or animal other than man, or
- (c) a solid, liquid, gas or combination of any of them,

that has or that is likely to have an adverse effect on the health of any person;

INOPERATIVE VEHICLE — a vehicle having missing, damaged or deteriorated parts or any condition that may prevent its mechanical function.

PERSON — Includes a corporation and the heirs, executors, administrators or other legal representatives of a person to whom the context can apply according to law.

VEHICLE — means a wheeled or tracked device, either self-propelled or capable of being pulled by a self-propelled device, for moving persons or objects, or used for construction, agriculture or recreation.

B. By deleting § 548-3 and substituting it with the following:

**§ 548-3. Littering and depositing refuse prohibited.**

- A. No person shall, throw, place, dump, deposit or permit or cause to be thrown, placed, dumped or deposited any refuse on any highway within the City.
- B. In the case of land that is not a highway, no person shall throw, place, dump or deposit or permit or cause to be thrown, placed, dumped or deposited any refuse on any land not including buildings, within the City, including ponds, lakes, rivers and watercourses, without the consent of the owner or occupant of the property.

C. By deleting § 548-6(2) and substituting it with the following:

- (2) Prevent accumulation of water in any swimming pool not maintained for use.

D. By deleting § A(16) of Schedule A, Recyclable Materials, Yard Waste and Organic Materials and substituting the following:

- (16) Plastic food jars, tubs and lids;
- (17) Spiral Wound Containers (for example, Orange Juice, dough and potato chip containers);
- (18) Paper gift wrap and cards; and

- (19) Any other item designated as a recyclable material by the General Manager.”
- E. By deleting §§ V and W of Schedule B, Prohibited Waste and substituting the following:
- V. Tires.
- W. 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; and
- X. Any other item or thing designated as prohibited waste by the General Manager.
- F. Subsection A(11) of Schedule C, Special Collection Services, is deleted.
- G. By amending §§ B(4) and C(12) of Schedule A, Recyclable Materials, Yard Waste and Organic Materials, and § A(12) of Schedule C, Special Collection Services, by deleting “Commissioner” and substituting “General Manager” in each case.

ENACTED AND PASSED this 27th day of October, A.D. 2009.

SANDRA BUSSIN,  
Speaker

ULLI S. WATKISS  
City Clerk

(Corporate Seal)