

VILLE DE MONTRÉAL
BY-LAW
16-049

BY-LAW CONCERNING COLLECTION SERVICES

In view of sections 6 and 19 of the Municipal Powers Act (CQLR, chapter C- 47.1);

In view of section 136 of the Charter of Ville de Montréal (CQLR, chapter C-11.4) and section 47 of schedule C to this charter;

In view of sections 369 and 411 of the Cities and Towns Act (CQLR, chapter C-19);

In view of resolution CM14 1126 whereby the city council declares its jurisdiction, until December 31, 2016, in regards to the collection, transportation and disposal of residual materials;

At its meeting of August 22, 2016, city council enacts:

SECTION I

DECLARATORY, INTERPRETATIVE AND ADMINISTRATIVE PROVISIONS

1. In this by-law, unless the context indicates otherwise, the following words mean:

“bulky items”: materials listed in category 5 of schedule A to this by-law;

“collection”: the collection of recyclable materials, organic materials, food waste, green waste, construction, renovation and demolition waste, bulky items as well as household waste;

“construction, renovation and demolition waste”: materials listed in category 4 of schedule A to this by-law;

“container”: bins, cardboard boxes, garbage cans, waste disposal containers, bags or any other receptacle authorized by ordinance of the executive committee;

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

“food waste”: materials listed in category 2 of schedule A to this by-law;

“green waste”: materials listed in category 3 of schedule A to this by-law;

“household waste”: waste materials that are not included in any of the categories in schedule A to this by-law;

“occupant”: the owner, tenant or person occupying, on any basis, a residential building, an office building or a commercial, industrial, institutional or public building;

“recyclable materials”: materials listed in category 1 of schedule A to this by-law;

“residual materials”: all materials subject to collection under this by-law;

“upholstered bulky item”: furniture whose structure or part of the structure is upholstered and covered with fabric, leather or any other covering material, such as sofas, armchairs, chairs, mattresses, boxsprings and other similar objects;

“waste disposal container”: receptacle made of metal or hard plastic equipped with a cover.

SECTION II

COLLECTION SERVICE

2. Collection service is provided according to schedules and sectors set by ordinance of the executive committee.

SUBSECTION 1

NATURE AND QUANTITY

3. Unless otherwise determined by ordinance of the executive committee, for the purposes of collection:

(1) recyclable materials:

(a) only materials listed in category 1 of schedule A may be set out;

(2) organic materials:

(a) only materials listed in categories 2 and 3 of schedule A in sectors determined by ordinance of the executive committee may be set out;

(b) a maximum limit of 720 litres per industrial or commercial establishment is set;

(3) food waste:

(a) only materials listed in category 2 of schedule A in sectors determined by ordinance of the executive committee may be set out;

(b) a maximum limit of 720 litres per industrial or commercial establishment is set;

- (4) green waste:
 - (a) only materials listed in category 3 of schedule A may be set out;
- (5) construction, renovation and demolition waste and bulky items:
 - (a) only materials listed in categories 4 and 5 of schedule A may be set out;
 - (b) service is provided to residential occupancy units only;
 - (c) a maximum limit of 5 m³ of construction, renovation or demolition waste and bulky items per occupancy unit is set;
- (6) household waste:
 - (a) none of the following materials may be set out:
 - (i) materials listed in categories 1 to 5 of schedule A;
 - (ii) materials covered by the Regulation respecting hazardous materials (CQLR, chapter Q-2, r.32);
 - (iii)a device covered by the Regulation respecting halocarbons (CQLR, chapter Q-2, r.15.01);
 - (iv) materials covered by the Regulation respecting the recovery and reclamation of products by enterprises (CQLR, chapter Q-2, r.40.1);
 - (v) tires;
 - (b) a maximum limit of 360 litres per residential occupancy unit is set for occupancy units with food waste collection, in accordance with an ordinance of the executive committee, excluding upholstered bulky items;
 - (c) a maximum limit of 720 litres per industrial or commercial building is set.

For the purposes of this article, the maximum limits are determined per occupancy unit for each collection.

SUBSECTION 2

CONTAINERS

4. Containers for the collection of residual materials supplied by the city to occupancy units remain city property.

These containers are linked to an occupancy unit and must not be used for any other unit.

5. The occupant of the unit must indicate their address in the space provided on the container supplied by the city.

6. The use of a container that is not in good condition, namely clean, leak-free and damage-free, that is dangerous to handle or that does not retain residual materials is prohibited.

7. Except where otherwise determined by ordinance of the executive committee, household waste must be set out for collection in one of the following:

- (1) wheeled bin with a maximum capacity of 360 litres, with a closed lid and a lifting system compliant with the illustration in schedule B;
- (2) waste disposal container with a capacity of 1 to 6 m³, with a closed lid, that can be emptied by front-loading or rear-loading trucks or with a crane;
- (3) trash can with a maximum capacity of 150 litres, with a closed lid and handles, having a maximum weight of 25 kg when full;
- (4) closed opaque plastic bag with a minimum capacity of 50 litres and a maximum of 150 litres, having a maximum weight of 25 kg when full.

Household waste may also be attached in bundles having a maximum diameter of 50 cm, a maximum length of 1 m and a maximum weight of 25 kg.

8. Except where otherwise determined by ordinance of the executive committee, recyclable materials must be set out for collection in one of the following containers:

- (1) a 67 litre bin with a closed lid, having a maximum weight of 25 kg when full, supplied by the city;
- (2) wheeled bin with a maximum capacity of 660 litres and a closed lid, compliant with the specifications in schedule B;
- (3) closed transparent plastic bag with a minimum capacity of 50 litres and a maximum of 150 litres, having a maximum weight of 25 kg when full.

Cardboard boxes that cannot be placed inside a container must be flattened and attached in bundles having a maximum length of 1 m, a maximum volume of 0.5 m³ and a maximum weight of 25 kg.

9. Except where otherwise determined by ordinance of the executive committee, food waste must be set out for collection in one of the following containers:

- (1) bin with a maximum capacity of 80 litres, having a maximum weight of 25 kg when full, supplied by the city;

- (2) wheeled bin with a maximum capacity of 240 litres, with a closed lid, supplied by the city.

10. Except where otherwise determined by ordinance of the executive committee, green waste must be set out for collection in one of the following containers:

- (1) cardboard box that retains all residue, with a maximum length of 1.5 m and a maximum weight of 25 kg when full;
- (2) bin with a maximum capacity of 150 litres, with a closed lid and handles, having a maximum weight of 25 kg when full;
- (3) paper or transparent plastic bag with a maximum weight of 25 kg when full.

Despite the foregoing, branches must be attached using fibre cord in bundles having a maximum length of 1 m, a maximum diameter of 50 cm and a maximum weight of 25 kg.

11. Except where otherwise determined by ordinance of the executive committee, construction, renovation and demolition waste, as well as bulky items, must be set out for collection in one of the following containers:

- (1) cardboard box with a maximum length of 1.5 m and a maximum weight of 25 kg when full;
- (2) trash can with a maximum capacity of 150 litres, with a closed lid and handles, having a maximum weight of 25 kg when full;
- (3) bundles having a maximum diameter of 50 cm, a maximum length of 1 m, and a maximum weight of 25 kg.

Despite the foregoing, a bulky item too large to be placed in one of the above-mentioned containers may be set out for collection on its own by the roadside.

For collection purposes, doors, lids or other related devices on bulky items must be completely removed.

SUBSECTION 3

DEPOSIT OF MATERIALS

12. Except where otherwise determined by ordinance of the executive committee, containers and residual materials must be set out:

- (1) between 7 p.m. the evening before the collection and 7 a.m. the day of the collection, if it takes place before 7 p.m.;
- (2) between 4 p.m. and 7 p.m. the day of the collection, if it takes place after 7 p.m.

13. For collection purposes, all containers and residual materials from a same building must be gathered in one place, in a safe and orderly manner, and not be scattered.

14. Except where otherwise determined by ordinance of the executive committee, containers and residual materials must be placed next to the driveway, in front of the building, as close as possible to the public roadway.

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

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

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

15. After collection, unless otherwise determined by ordinance of the executive committee, containers and residual materials must be put away:

- (1) no later than 8 a.m. the day following the collection, if it takes place after 7 p.m.;
- (2) no later than 10 p.m. the day of the collection if it takes place between 7 a.m. and 7 p.m.

SECTION III PROHIBITIONS

16. No person may:

- (1) turn over or tear residual material containers set out for collection, or empty or spill their contents;
- (2) deposit residual materials in containers belonging to another party or on a private property belonging to another party;
- (3) use a container belonging to the city for purposes other than the storage and collection of residual materials for which it was intended;
- (4) block the roadway or sidewalk with residual materials or their containers, as well as the access to these containers;
- (5) modify, alter or destroy a container supplied by the city or hide or eliminate the logo, pictograms and identification number of a container;
- (6) set out for collection purposes anything that could cause damage, namely by combustion, corrosion, radioactivity or explosion;

- (7) set out for collection purposes residual materials that have sharp, cutting or pricking parts.

SECTION IV APPLICATION

17. Every officer or employee of the city responsible for applying this by-law is authorized to visit and inspect, at any reasonable hour, any movable or immovable property for the purposes of application of this by-law.

SECTION V ORDINANCES

18. The executive committee may, by ordinance,

- (1) set the schedules and sectors for collections referred to in this by-law and vary them according to the occupancy unit categories and the parts of the territory it designates;
- (2) prescribe the type of container to be used for any given collection;
- (3) set the place and time for putting out containers for the collections referred to in this by-law, as well as the time of putting them away;
- (4) vary the service, the types of collections and the quantities according to the occupancy unit categories.

SECTION VI PENALTIES

19. Any person who contravenes any provision of this by-law, or of an ordinance adopted under this by-law, commits an offence and is liable:

- (1) in the case of an individual:
 - (a) for a first offence, to a fine of \$200 to \$1,000;
 - (b) for a second offence, to a fine of \$300 to \$2,000;
- (2) in the case of a corporation:
 - (a) for a first offence, to a fine of \$400 to \$2,000;
 - (b) for a second offence, to a fine of \$500 to \$4,000.

SECTION VII

FINAL PROVISIONS

20. This by-law repeals the following by-laws as well as the ordinances adopted under these by-laws:

- (1) By-law concerning collection services (R.B.C.M., chapter S-0.1.1) with respect to the territory of the Ahuntsic-Cartierville borough;
- (2) By-law concerning collection services (R.B.C.M., chapter S-0.1.1) of the former city of Montréal with respect to the territory of the Côte-des-Neiges–Notre-Dame-de-Grâce borough;
- (3) By-law concerning collection services (R.B.C.M., chapter S-0.1.1) of the former city of Montréal with respect to the territory of the Mercier–Hochelaga-Maisonneuve borough;
- (4) By-law titled *Règlement sur les services de collecte à l'égard du territoire de l'arrondissement du Plateau-Mont-Royal* (RCA PMR 2011-12);
- (5) By-law on collection of residual materials (CA29 0017) of the Pierrefonds-Roxboro borough;
- (6) By-law concerning collection services (R.B.C.M., chapter S-0.1.1) with respect to the territory of the Rosemont–La Petite-Patrie borough;
- (7) By-law number 2143 concerning collection services in the Saint-Léonard borough;
- (8) By-law concerning collection services (R.B.C.M., chapter S-0.1.1) with respect to the territory of Le Sud-Ouest borough;
- (9) By-law number RCA14-14013 concerning collection services with respect to the territory of the Villeray–Saint-Michel–Parc-Extension borough;
- (10) By-law concerning collection services (R.B.C.M., chapter S-0.1.1) of the former city of Montréal with respect to the territory of the Rivière-des-Prairies–Pointe-aux-Trembles borough;
- (11) By-law number 346 concerning hazardous domestic waste of the former municipality of Saint-Raphaël-de-L'Île-Bizard.

21. By-law RCA 75 concerning collection services in the Anjou borough is amended by repealing articles 1 to 6 and 8 to 43, as well as schedule A to the by-law.

22. By-law number 2511 concerning collection services in the Lachine borough is amended by:

- (1) repealing articles 1 to 14;
- (2) deleting paragraph (4) of article 15;
- (3) repealing articles 16 to 20, 22 to 28, 34 to 38 and 40 to 44.

23. By-law number 391 concerning the putting out and collection of garbage in the municipality of the former Ville de Saint-Pierre is amended by:

- (1) repealing articles 1 to 8;
- (2) deleting the first paragraph of article 9;
- (3) repealing articles 10 to 14, 16 to 34 and 36 to 41.

24. By-law number 2188 concerning: - the selective collection of recyclable or reusable materials - garbage collection and repealing by-law number 2007 (LaSalle) is amended by:

- (1) repealing articles 1 to 17;
- (2) deleting paragraph (4) of article 18;
- (3) repealing articles 19 to 23, 25 to 31, 34 and 35, 37 to 40, 42, 44 and 45.

25. By-law number 390 concerning the collection and disposal of solid waste in Ville de Sainte-Geneviève is amended by repealing articles 1 to 5, 7 to 22 and 24 to 41.

26. By-law number 160 concerning garbage collection in the Île-Bizard–Sainte-Geneviève borough is amended by repealing articles 1 to 10, article 11 except for paragraph (d), article 12 except for paragraph (h) and articles 13 to 17.

27. The by-law titled *Règlement sur les services de collecte* (RGCA07-10-0014) of the Montréal-Nord borough is amended by repealing articles 1 to 15, 19 to 22 and 29 to 33.

28. By-law number AO-278 concerning collection services in the Outremont borough is amended by repealing articles 1 to 11, 14 to 29 and 32 to 45, as well as schedules 1 to 3.

29. By-law number RCA10-08-7 concerning collection services in the Saint-Laurent borough is amended by repealing articles 1 to 25, 36 to 43 and 46 to 60, as well as schedules 1 and 2.

30. By-law number RCA08 210001 concerning the collection of residual materials in the Verdun borough is amended by repealing articles 1 to 14, 15.1.4 to 15.1.8, 15.2.3 to 17, 19 to 19.9, 22 to 24, 26 to 29, 32 to 33.6, 34 and 35, as well as schedule A.

31. The by-law titled *Règlement sur le civisme, le respect et la propreté* (CA-24-085) of the Ville-Marie borough is amended by:

- (1) deleting the second and third paragraphs of article 3;
- (2) repealing articles 58 to 97;
- (3) repealing schedules C and D;
- (4) repealing the ordinances titled *Ordonnance sur les jours et les horaires de la collecte régulière* (CA-24-085, o.6) and *Ordonnance sur les horaires de dépôt et de retrait des contenants* (CA-24-085, o. 8) adopted under the by-law.

SCHEDULE A
CLASSIFICATION OF RESIDUAL MATERIALS

SCHEDULE B
WHEELED BIN FOR RECYCLABLE MATERIAL COLLECTION

The public notice relating to this by-law was posted at city hall and published in *The Gazette* on August 29, 2016.

SCHEDULE A
CLASSIFICATION OF RESIDUAL MATERIALS

Category 1: Recyclable materials

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

Cellulose fibres

Newspaper

Glossy paper (circulars, magazines, etc.)

Fine paper (stationary)

Kraft paper (brown paper bags, grocery bags)

Books

Telephone directories

Envelopes with or without windows

File folders

Clean labels of containers

Corrugated cardboard (heavy cardboard)

Flat cardboard (cereal boxes, etc.)

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

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

Glass

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

Plastic

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

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

Gardening pots

Lids

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

Metal

Containers such as aluminum cans and tins

Metal lids

Plates

Tins

Steel and aluminum foil

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

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

Fruits and vegetables

Meat, poultry, fish and seafood

Dairy products

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

Eggs

Nuts and shells

Coffee beans, grounds and filters

Tea and herbal tea bags

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

Dust

Waste containing oils, vegetable fat, sauces and dressings

Cooled untreated wood ash

Toothpicks

Pet food

Hair, animal hairs and feathers

Category 3: Green waste

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

Waste from land cleaning, weeding and scraping

Gardening waste

Vegetable garden and fruit tree waste

Dead leaves

Branches less than 1 m long and 5 cm in diameter

Wood shavings and twigs

Sawdust and straw

Grass clippings

Christmas trees

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

a) Trunk diameter: 13 cm (5 inches)

b) Height: 3 m (10 feet)

Category 4: Construction, renovation and demolition waste

Residual materials from residential construction, renovation or demolition:

Aggregates made of brick, mortar, stone, soil, asphalt and concrete

Asphalt shingles and bituminous concrete

Construction lumber

Ceramic

Electrical wires

Siding

Ferrous metals (metals made of steel and cast iron) and non-ferrous metals (aluminum, copper, lead, nickel, zinc, etc.)

Melamine

Gypsum plasterboard

Textiles

Flat glass

Category 5: Bulky items

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

Appliances whose halogenated hydrocarbons have been removed

Household appliances of all sizes (kitchen stove, toaster, etc.)

Cabinets

Bathtubs

Bookcases

Desks

Chairs

Filing cabinets

Dressers

Electric appliances

Sinks

Windows

Large cardboard boxes

Mirrors

Rigid plastic and packaging plastic

Doors

Hot water tanks

Tables

Toilettes

Bicycles

SCHEDULE B:
WHEELED BIN FOR THE COLLECTION OF RECYCLABLE MATERIALS

Material:

Weather-resistant high density polyethylene.

Color:

Green

Size:

Models	120	240	360	660
Number of wheels	2	2	2	4
Volume (litres)	120	240	360	660

General specifications:

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



Green wheeled bin: 120 to 360 litres



Green wheeled bin: 660 litres