

# THE CORPORATION OF THE MUNICIPALITY OF POWASSAN

## BY-LAW NO. 2001-49

Being a by-law to regulate the disposal of garbage and other refuse.

WHEREAS the Municipal Act, Section 210, Subsection 82, Chapter M45, R.S.O. 1990 as amended, provides that a by-law may be passed by the Councils of municipalities for the purpose of prohibiting or regulating the dumping or disposal of garbage, refuse or domestic or industrial waste of any kind within the municipality, and

WHEREAS the Council of the Corporation of the Municipality of Powassan considers it necessary and expedient to prohibit littering and accumulation of debris within its jurisdiction:

### Section 1: DEFINITIONS:

“GARBAGE” shall mean the portions and containers of food unused or discarded in the preparation, serving and consuming;

“MUNICIPAL LAW ENFORCEMENT OFFICER” means all employees of the Corporation of the Municipality of Powassan appointed by by-law whose duties include the enforcement of by-laws for the purposes of all by-law offences;

“OTHER REFUSE” shall mean discarded materials and goods incidental to the operations of households, business establishments and public places, and shall include domestic or industrial waste of any kind, and the severed portion of limbs or branches of trees or shrubs and vehicles;

“MUNICIPALITY” means the Corporation of the Municipality of Powassan;

“VEHICLES” means a motor vehicle, trailer, traction engine, farm tractor, road-building machine, motorcycle, self-propelled implement of husbandry, motorized snow vehicle, all terrain vehicle and any vehicle drawn, propelled or driven by any kind of power, including muscular power;

### Section 2: ENACTMENT

Now therefore the Corporation of the Municipality of Powassan enacts as follows:

1. No person shall litter, throw, deposit, cause or permit to accumulate any waste material of any kind whatsoever on any lands or premises within the Municipality of Powassan;
2. Without limiting the generality of the foregoing;

No person shall throw, pile, deposit or allow the accumulation on any lands, material which in the sole opinion of the Municipal Law Enforcement Officer of the Municipality, shall constitute refuse or unwanted material of any kind;

3. That the provisions of this by-law do not apply to the sanitary landfill site operated by the Municipality of Powassan on Part Lot 14, Part Lot 15 and Part Lot 16, Concession 7, in the Municipality of Powassan;

### Section 3: PENALTY

1. Any person who contravenes any provision of this by-law or any part thereof shall be guilty of an offence and be liable to a penalty recoverable under the provisions of the Provincial Offences Act;

Section 4: REPEAL

1. By-Law No. 91-16 is hereby repealed.

Read a first and second time this 17<sup>th</sup> April, 2001

on motion of Carole Dobbs

seconded by Clarence Hummel

Read a third time and finally passed this 17<sup>th</sup> day of April, 2001

on motion of Randy Evers

seconded by Fred Busch

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Mayor

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Clerk