

(Sample) BY-LAW NUMBER _____
OF THE XX FIRST NATION
WASTE MANAGEMENT BY-LAW

WHEREAS the Council of the XX First Nation Reserve considers it to be expedient that rules and regulations be established for the collection, removal, and disposal of garbage, other refuse and recyclable materials for the purpose of protecting the wellbeing of the residents of XX First Nation Indian Reserve Number ____ from the health hazards associated with such;

AND WHEREAS the XX First Nation recognizes a cultural responsibility to preserve the well-being of the land and environment for use by future generations;

AND WHEREAS the XX First Nation Land Management Code, section 8.1 authorizes the Council of the XX First Nation to “make laws respecting the development, conservation, protection, management, use and possession of XX First Nation lands, and interests and licences in relation to those lands. These powers include the power to make laws in relation to all matters necessary to making laws in relation to XX First Nation lands”;

AND WHEREAS section 20 (1)(b)(c), (2)(c)(d) and (3) of bill C-49, Land Management Act gives the Council of a First Nation the Power to enact laws respecting such;

NOW THEREFORE the Council of the XX First Nation Band enacts this Waste Management By-law, Number 19-B-O4, as follows:

Short Title

1. This by-law may be cited as the "XX Waste Management By-law".

Interpretation

2. In this by-law

"approved enclosure" means a type of enclosure designed for the storage of containers between collection times that prevents access to the garbage by domestic animals and wildlife and the design and construction of which has been approved by the Sanitation Administrator;

"business operator" means any owner or operator that engages in any trade, industry or commercial activity carried out for gain or profit in the XX First Nation;

"XX First Nation Reserve" for the purpose of this by-law shall include Snake Island and Fox Island unless otherwise stated in the by-law;

"collection" means the removal of garbage from a premise to a disposal location whether such removal is effected by the Sanitation Administrator or a contractor under public or private contract, or an owner;

"collection services" means the pickup and removal of garbage and/or recyclables from an owner's curbside premise to a disposal location by the Sanitation Administrator, or a contractor under public or private contract, or an owner;

"Commercial operator" means an owner/operator who engages in the commercial activity of waste removal management;

"composting" means the treatment of material by aerobic decomposition of organic matter by bacterial action for the production of stabilized humus, consistent with environmentally friendly methods:

"container" means a type of garbage container listed in Schedule “A” that has been designated by the Sanitation Administrator of the Reserve as being acceptable for the use in the reserve or at a specific location on the reserve;

"*contractor*" means an owner/operator who engages in activity of construction, repair, remodeling or demolition of a structure for profit or gain;

"*Council*" means the Chief and Council of the XX First Nation Reserve #33 and #33A;

"*disposal*" means the dumping of garbage and/or recyclables at designated spots at the landfill site by the Sanitation Administrator, or a contractor under public or private contract, or an owner during regular established hours;

"*garbage*" means any type of non-toxic or non-poisonous solid, semi-liquid or liquid wastes, which the Sanitation Administrator deems acceptable for disposal or recycling at the landfill site and may include:

- (a) Household waste, including but without being limited to, packaging of foods and goods which are non-recyclable;
- (b) bulky wastes, which includes any large item of refuse, including but without being limited to: appliances, furniture, vehicle parts under 35 kilograms, large containers and tree cuttings not exceeding 1m in length or 10cm in diameter, in bundles not exceeding 35kg;
- (c) construction and demolition waste, such as waste building material or rubble resulting from construction, repair, remodeling or demolition activity;
- (d) combustible rubbish, meaning burnable material, including but without being limited to: rags, cartons and boxes ineligible for recycling, wood, bedding, leather or plastics;
- (e) non-combustible rubbish meaning material which will not burn including but without being limited to: metal ceramics and glass;
- (f) liquid waste, being waste materials or substances that have sufficient moisture or other liquid contents to be free flowing but that are not suitable for disposal through a sewer system;
- (g) organic waste, including but without being limited to: green waste such as vegetables and fruit peelings, grass and weed clippings, or brown waste such as leaves, coffee grounds, woods shavings or hay;
- (h) solid waste, being the useless, unwanted or discarded solid waste materials resulting from normal human activities including semi-liquid or wet wastes with insufficient liquid content to be free flowing;

"*hazardous waste*" means any and all waste designated as hazardous, poisonous or toxic waste, in liquid, solid, gas or semi-liquid form, under any Federal Environmental law, including but without being limited to:

- (a) animal and agricultural waste, being manures, crop residues, animal offal such as carcass waste and entrails and other materials obtained from agricultural pursuits, stables, kennels, veterinary establishments and other such premises;
- (b) any waste which may present a hazard to a person, flora, fauna or public lands which includes but without being limited to: wastes of pathological, explosive, flammable, radioactive, or toxic nature;
- (c) natural waste including but without being limited to: tree stumps, soil, sand and stone;
- (d) other special wastes, consisting of materials so classified by the Sanitation Administrator;

"*landfill site*" means any area approved for the purpose of waste disposal that complies with the governing body of Federal Acts and regulations relating to waste disposal and is designated as such, from time to time by Council;

"*lessee*" means an individual or individuals who reside on the XX First Nation reserve pursuant to a valid and subsisting lease, this shall include any individual who pays or is intended to pay an annual service charge to the XX First Nation pursuant to a lease agreement, and shall include any agent or relative of the lessee intended to deliver garbage or hazardous waste on behalf of the lessee;

"*nuisance*" means any act or activity that impairs by direct physical interference, the use and enjoyment of a person's property or could prejudicially affect a person's health or comfort, including but without being limited to:

- (a) the indiscriminate throwing or dumping of garbage on roads and road allowance;
- (b) the abandonment of cars, used household appliances and furniture, or parts of cars, household appliances or furniture;
- (c) the storage of used tires;
- (d) the emission of smoke from burning tires, construction materials, household waste or any other waste;

"*officer*" means any peace officer or any other person assigned by the XX First Nation Council whose duty is to preserve and maintain the public peace on the reserve and enforce the provisions of this by-law;

"*owner*" means a XX First Nation Band Member who is over the age of 18 years and holds a valid Certificate of Possession for the land located on the XX First Nation Reserve or an individual or individuals who rent real property from the XX First Nation pursuant to a Rent-to-Own or commercial lease agreement and shall include members of the owners immediate family or anyone delivering garbage or hazardous waste on behalf of the owner;

"*premises*" means any structure occupied or owned by an owner or lessee;

"*recyclable materials*" means all materials enumerated on the XX First Nation reserve recycling program, which includes but without being limited to:

- (a) old corrugated cardboard, unless contaminated;
- (b) steel and aluminum cans;
- (c) all household plastic containers except pails and containers of hazardous products;
- (d) newspapers, magazines, phone books, catalogues, egg cartons;
- (e) all household paper including soft cover books;
- (f) clear and coloured glass, including bottles and jars;
- {g} metal foil;
- (h) milk or juice cartons;
- (i) Styrofoam;
- (j) Any other metal which is in the recycling stream which may be specified by the Sanitation Administrator, from time to time;

"*renter*" means an individual or individuals who are not XX First Nation members who rent property from a XX First Nation owner pursuant to an independent agreement and shall include any agent or relative of the renter intended to deliver garbage or hazardous waste on behalf of f the renter;

"*reserve*" means that tract of land the legal title to which is vested in Her Majesty that has been set apart for the use and benefit of the XX First Nation Band of Indians, and known as the XX First Nation Indian Reserve Number ___ and ___;

"*Sanitation Administrator*" means an employee duly appointed by the Council of the XX First Nation whose duties include the supervision and management of the landfill site and who will carry out and enforce the provisions of this by-law and shall include more than one person if so employed by Council;

"*trade waste*" means petroleum products, scrap metal, machinery and vehicles and parts thereof;

Schedules

3. The following Schedules form part of this By-law:

- Schedule "A" -Types of Garbage Containers
- Schedule "B" -Collection Service Fees
- Schedule "C" -Snake and Fox Island Exclusions
- Schedule "D" - Fines and Penalties

Sanitation Administrator

4. (1) The Council may by resolution, appoint one or more Sanitation Administrators;
- (2) The Council may in the resolution, provide for reasonable remuneration to be paid to a Sanitation Administrator.

Powers and Duties of the Sanitation Administrator

5. (1) A Sanitation Administrator shall:
- (a) answer such questions as related to the administration of this by-law; and
 - (b) perform such other duties as may be assigned by the Council from time to time.
- (2) An Administrator may:
- (a) inspect any garbage, hazardous waste, or recyclable material being brought into the landfill site and in so doing may require that vehicle or individual(s) to stop prior to entering the landfill area, for the purpose of conducting a visual or physical inspection;
 - (b) refuse to accept garbage, hazardous waste or recyclable material which the Sanitation Administrator, in his/her unfettered discretion, determines does not originate from lands on the XX First Nation or from an owner, renter or lessee or cannot be considered garbage as defined in this by-law;
 - (c) direct the disposal of garbage, hazardous waste or recyclables to a specific area of the landfill site;
 - (d) require that any individual, owner, renter or lessee comply with the provisions of this by-law within a specified time period;
 - (e) refuse entry to the landfill site to individuals who are not owners, renters or lessees or who are owners, renters or lessees who, in the opinion of the Sanitation Administrator, are not complying with the provisions of this by-law;
 - (f) inspect and approve containers or enclosures to ensure that they meet the standards of this by-law;
 - (g) terminate any activity or part thereof, if the activity is proceeding in contravention of this

by-law or any other applicable by-law;

- (h) terminate or correct any activity or part thereof, where an unsafe or unsanitary condition is present;
- (i) remove any garbage or part thereof, disposed of in contravention of this by-law or other applicable by-laws;
- (j) direct that sufficient evidence or proof be submitted at the expense of the owner, to determine whether any method of disposal or container meets the requirements of this by-law;
- (k) make corrections to unsafe conditions or activities at the expense of the owner when due notice to correct unsafe conditions has not been complied with;
- (l) request that an officer assist in enforcing this by-law and lay charges where necessary.

Duties of an Owner, Renter or Lessee

6. (1) With respect to garbage and recycling materials held for collection services every owner, renter or lessee shall:
- (a) provide and maintain, in a serviceable and sanitary condition, a sufficient number of containers to hold all garbage/recyclables accumulated on his/her premises at any time;
 - (b) subject to paragraphs (k) and (l), ensure that all garbage is placed and remains in containers that are of a type set out in column I of an item of Schedule " A " and that meet the specifications set out in column II of that item;
 - (c) ensure that containers or bags are set out for collection services on time and in such a manner as to facilitate pickup and removal, includes but without being limited to: draining and bagging all wet garbage/recyclables before placing in a container or bag, securely closing containers or bags set out for collection services;
 - (d) store garbage between collection times in approved enclosures;
 - (e) ensure that all rigid containers and disposable plastic bag type containers are securely closed when set out for collection;
 - (f) ensure that glass, and other sharp objects are packaged in such a manner that they may be handled safely by collection services;
 - (g) ensure that liquid waste, trade wastes, hazardous wastes, animal and agricultural wastes, and construction and demolition wastes are not set out for collection except at such times as may be determined by the Sanitation Administrator;
 - (h) extinguish all ashes or coals before setting them out for collection;
 - (i) remove all containers from their designated collection location on any road within such a period as may be specified by the Sanitation Administrator;
 - (j) keep the premises surrounding property free of garbage;
 - (k) ensure that bulky wastes and/or rubbish are not set out for collection except at such times as may be determined by the Sanitation Administrator, outside of specified days bulky waste must be delivered to the landfill site;
 - (l) securely tie in bundles in accordance with instructions of the Sanitation Administrator, any combustible rubbish set out for collection and prepare yard rubbish in accordance with any instructions of the Sanitation Administrator;

(2) Bulky waste will be subject to a dumping fee (Schedule "B") which will be set from time to time by the XX First Nation Council which will be in keeping with rates established by other First Nations and/or surrounding areas.

(3) When using the landfill site it is the responsibility of the owner, renter or lessee to;

(a) transport your rubbish to the landfill site at times designated by the Sanitation Administrator;

(b) extinguish all ashes before depositing at landfill site;

(c) ensure that all construction and demolition waste are taken to the landfill site and placed in the designated area and obtain a special permit, at the prescribed fee (Schedule "B"), from the Sanitation Administrator for doing so;

(d) ensure that all recyclables are sorted and placed in the designated recycling boxes and/or bag when set out for collection;

(4) No owner, renter or lessee shall create, cause or threaten to cause a nuisance on the reserve.

Owner, Renter or Lessee Engaged in Commercial Activity

7. (1) This section shall apply to any owner, renter or lessee, without limiting the application of any other section, who engages in any trade, industry or commercial activity carried out for gain or profit on the XX First Nation.

(2) Every owner, renter or lessee to whom section 7.1 applies shall, in addition to duties and responsibilities set out in section 6;

(a) apply for an annual dumping permit from the Sanitation Administrator;

(b) adhere to all rules regarding garbage and recyclable materials as set out in this by-law;

(c) adhere to all rules regarding disposal of construction and demolition waste as set out in this by-law;

(3) The cost to purchase an annual dumping permit (Schedule "B") will be set from time to time by the XX First Nation Council.

Garbage Collection Services

8. (1) The Council may at their discretion designate temporary or permanent alternate times and locations for garbage disposal and collection services;

(2) Every owner whose premises a collection service is provided shall pay for such disposal in accordance with the provisions (Schedule "B") and at such times as the Council or Sanitation Administrator may designate;

(3) Every owner shall be limited to two (2) bags of garbage per weekly collection service except on the designated pick-up day during Christmas holidays between December 27 and January 2 when the maximum shall be three (3) bags;

(4) Every owner, renter or lessee who engages in any trade, industry or commercial activity shall be limited to (4) bags of garbage per weekly collection service;

(5) The Council may at their discretion change the limits as set out in paragraph (3) and (4) above;

(6) Bags set out for collection services exceeding the limit set out in sections 8(3) and 8(4) above will be left at the curb side for the owner to purchase additional tag(s) as required from the

Sanitation Administrator, as well could be fined for each bag that exceeds the limit for collection services (Schedule "D").

Garbage Disposal at Landfill Site

9. (1) The XX First Nation landfill site and collection services shall not be used by any off reserve Band Members or any non- member, not residing within the reserve unless otherwise specified by Chief and Council and a certificate of transportation is issued at a fee in accordance to Schedule "B";
 - (a) A certificate of transportation shall specify:
 - (i) the type of vehicle used to transport the waste;
 - (ii) the date and route of transportation;
 - (iii) the type and amount of waste being transported; and
 - (iv) any other appropriate conditions as determined by the Council.
- (2) All renters and lessees shall be limited to two (2) bags of garbage per weekly disposal at the land fill site and could be fined for each bag exceeding the weekly limit (Schedule "D").
- (3) Every owner, renter or lessee who engages in any trade, industry or commercial activity shall be limited to (4) bags of garbage per weekly disposal at the landfill site and could be fined for each bag exceeding the weekly limit (Schedule "D").
- (4) No person shall discard or dispose of or deposit garbage anywhere on the reserve except in such places and at such times and under such conditions as the Sanitation Administrator may authorize;
- (5) All owners, renters and lessees must divert all appropriate recyclable waste as defined in section 2, into the designated recycling boxes or depots;
- (6) Tagging of garbage shall be done in accordance with the following;
 - (a) all garbage left for collection services or taken to the landfill site must be tagged with official tags issued by the Sanitation Administrator;
 - (b) tags must be purchased from the Sanitation Administrator;
 - (c) annually all Band Members residing on reserve shall be provided with 105 tags to use for tagging each bag of garbage left for collection services or taken for disposal to the landfill site;
 - (d) annually, all year round lessees, upon payment of a collection service fee as in accordance with Schedule "B" shall be provided with 52 tags to use for tagging each bag of garbage left for collection services or taken for disposal to the landfill site;
 - (e) in the event of a transfer or assignment of leasehold interest, it is the responsibility of the new lessee to obtain the balance of tags from the previous lessee;
 - (f) annually, all seasonal lessees, upon payment of a collection service fee as in accordance with Schedule "B" shall be provided with 52 tags to use for tagging each bag of garbage left for collection services or taken for disposal to the landfill site;
 - (g) in the event of a transfer or assignment of leasehold interest, during the period of May-October, it is the responsibility of the new lessee to obtain the balance of tags form the previous lessee;
 - (h) all renters must initially purchase eight (8) official tags from the Sanitation Administrator in order for bags to be tagged for disposal at the landfill site, they shall notify the Sanitation Administrator of their residency, at which time future tag purchases may be made;

- (i) lessees exceeding the limit as set out in section 8(3), 8(4), 9(2), 9(3) and 9(6) (d)(e)(f) & (g) above will be required to purchase additional tags for the disposal of garbage at the landfill site, except on the designated day the landfill site is open during the Christmas holidays between December 27 and January 2 when the maximum shall be three bags;
 - (j) The cost to purchase official tags shall be in accordance with Schedule "B" and may be changed from time to time by the XX First Nation Council;
 - (k) Additional tags, over and above the 105 provided to Band Members residing on reserve, shall be provided when required for justifiable medical reasons, and issued by the XX First Nation Health Center.
- (6) In respect of the disposal of tires:
- (a) All tires considered garbage as set out in section 2 must be disposed of at the landfill site and a disposal fee paid;
 - (b) The cost of disposal fee shall be in accordance with Schedule "B" and may be changed from time to time by the XX First Nation Council;
 - (c) In the instance of any uncertainty, the Sanitation Administrator may determine if any unused tires not stored in an enclosure shall not be considered garbage and disposal denied;
- (7) In respect to the disposal of construction or demolition waste:
- (a) The disposal of all garbage generated as defined in section 2 from the on-reserve construction or demolition projects shall require a permit " issued by the Sanitation Administrator to be valid from inception of the construction or demolition project to end of the project;
 - (b) Permits required in this section shall fall into one of the following categories:
 - i) projects carried out by an individual or business where the service is conducted for profit or gain;
 - ii) projects carried out by a renter or lessee for the benefit of home improvements or enhancements;
 - iii) projects carried out by an owner for the benefit of home improvement/enhancement and not for payment, profit or gain;
 - (c) The cost for each category shall be in accordance with Schedule "B" and may be changed from time to time by the XX First Nation Council;
- (8) In respect to the disposal of hazardous waste:
- (a) No person shall dispose of, cause or permit to be disposed of, any hazardous waste, in or about the landfill site or anywhere on the reserve, unless directed by the Sanitation Administrator to dispose of it in a hazardous waste depot;
- (9) No person shall operate a landfill site or facilitate the operation of a landfill site on the reserve without Chief and Councils consent;

Escape of Garbage From a Vehicle

- 10.(1) No person shall convey or cause to be conveyed any garbage, hazardous waste or recyclable materials in a vehicle that is not properly constructed or covered to prevent contents thereof from escaping;
- (2) In the event of an escape of garbage, hazardous waste or recyclable materials from any vehicle, the owner is responsible for the immediate clean up or could be fined for each bag exceeding the

weekly limit (Schedule "D").

Unauthorized Disposal of Garbage

- 11.(1) All garbage and recyclable materials must be disposed of in designated landfill sites and in accordance with the rules of the by-law;
- (2) No owner, renter or lessee shall accumulate garbage or allow garbage to accumulate on any property in which they have an interest as an owner, renter or lessee;
- (3) In accordance with this by-law and the Federal "*Indian Reserve Waste Disposal Regulations*", and Section 10 of the *Indian Act*, no individual shall burn any garbage or waste anywhere within the XX First Nation unless granted permission in writing by the XX First Nation Council.
- (4) Where, at any time, an officer has reasonable grounds that a person is violating a provision of this by-law, the officer may, on reasonable notice to that person, inspect the area where he/she believes the violation is occurring.

Trespass on Landfill Site

12. It is a violation of this by-law to enter onto the landfill site outside of operating hours without permission from the XX First Nation Council or the Sanitation Administrator.

Prescribed Forms

- 13.(1) The forms prescribed as Schedules "A"-"D" to this By-law are included only as guides, and deviations from them may be used where the deviation:
 - (a) does not effect the substance of information required to be set out in the form; and
 - (b) is not misleading.
- (2) A form under subsection 13(1) may set out any information in addition to that which is required to be set out in the form under this By-law.

Offences and Penalties

14. (1) A person who:
 - (a) fails to refuse to comply with any provisions of this by-law;
 - (b) submits false or misleading information to a Sanitation Administrator;
 - (c) interferes with or obstructs a Sanitation Administrator acting in the administration or enforcement of this by-law; commits an offence.
- (2) Where an act or omission in contravention of this by-law continues for more than one day, such act or omission shall be deemed to be a separate offence committed on each day during which it continues, and may be punished as such.
- (3) All issues dealing with Hazardous Waste will be dealt with under the Environmental Act.
- (4) A person who commits an offence under this by-law is liable on summary conviction to a fine not exceeding Five Thousand Dollars (\$5000.00) or to imprisonment for a term not exceeding six (6) months or both fine and imprisonment.
- (5) Where a corporation commits an offense against the Code or this by-law or any other law, each Director or Officer of the corporation who authorized, consented to, connived at, or knowingly

permitted or acquiesced in, the doing of the act that constitutes the offense, is likewise guilty of the offense and liable, on summary conviction, to the penalty for which provision is made in subsection 14(5).

(6) Should a court determine a provision of this by-law is invalid for any reason, the provision shall be served from the by-law and the validity of the rest of the by-law shall not be affected. .

THIS BY-LAW IS HEREBY made at a duly convened meeting of the Council of the XX First Nation Band this _____ day of _____ 20__.

Voting in favour of this by-law are the following members of the Council:

(_____ Chief)

(_____ Councillor)

(_____ Councillor)

(_____ Councillor)

(_____ Councillor)

being the majority of those of the Council of the XX First Band present at the aforesaid meeting of the Council,

The quorum of the Council is 3 members.

Number of the Council present at the meeting: _____ .

SCHEDULE "A"
TYPE OF GARBAGE CONTAINERS

Column I	Column II
Type of Garbage Container	Specifications
1. Rigid Metal or Plastic	70cm maximum height; 45 mm maximum diameter; 150l maximum capacity; 35 kg maximum weight when full; Tight fitting water proof cover; Two carrying handles permanently affixed to the sides.
2. Steel Refuse Containers	Well fitting and easily operated cover; Painted outside; Proper brackets for disposal vehicle attachment; Free from cracks or major dents; Proper base stands or wheels; Of a size approved by the Sanitation Administrator,
3. Disposal Plastic Bag	Close fitting; Waterproof; Thickness of 3/1000 inches (.0762 mm); Maximum height of 100cm; Maximum width of 70cm; Maximum weight when full, 25 kg; Free from holes, tears or other damage.

SCHEDULE "B"
COLLECTION SERVICE FEES
AND OTHER APPLICABLE FEES

1. All year round Renters/Lessees shall pay a four hundred and fifty dollar (\$450.00) collection services fee provided for under the authority of by-law number 19-B-04 Waste Management.

2. All seasonal Renters/Lessees shall pay a four hundred dollar (\$400.00) collection services fee provided for under the authority of by-law 19-B-04 Waste Management.

3. Bulky Waste set out for pick up:

(a) Appliances

- (i) Refrigerators, Freezers, Air Conditioning units, Dehumidifiers or any other appliance, refrigerant not removed \$30.00
- (ii) Refrigerators, Freezers, Air Conditioning units, Dehumidifiers or any other appliance, refrigerant removed \$15.00
- (iii) other such as Hot Water Tanks, Stoves, Washers, Dryers, Propane Tanks (empty), Furnaces, TV's ect \$10.00

(b) Furniture

- (i) Tables, Couches, Chairs, Dressers, etc. \$10.00
- (ii) Mattresses \$10.00

Tags for such can be purchased from the Sanitation Administrator.

4. Bulky Waste delivered to Landfill Site:

(a) Appliances

- (i) Refrigerators, Freezers, Air Conditioning units, Dehumidifiers or any other appliance, refrigerant not removed \$20.00
- (ii) Refrigerators, Freezers, Air Conditioning units, Dehumidifiers or any other appliance, refrigerant removed \$5.00
- (iii) other such as Hot Water Tanks, Stoves, Washers, Dryers, Propane Tanks (empty), Furnaces, TV's ect \$5.00

(b) Furniture

- (i) Tables, Couches, Chairs, Dressers, ect. ..\$5.00
- (ii) Mattresses \$5.00

5. Tire Fees:

- (a) Car Tires, 15" or smaller, with rims removed \$13.00.
- (b) Car Tires, 15" or smaller, with rims \$15.00
- (c) Tires larger then 16" with rims removed \$16.00
- (d) Tires larger then 16" with rims \$20.00
- (e) Truck Tires 20" and over \$25.00
- (f) Tractor Tires \$30.00

6. Tag Fees:

- (a) Regular household garbage bag \$1.00/bag
- (b) Anything bigger \$2.00/bag

SCHEDULE "B" (continued)
COLLECTION SERVICE FEES
AND OTHER APPLICABLE FEES CON'T

7. Permit Fees for Construction and Demolition Materials

(i) projects carried out by an individual or business where the service is conducted for profit or gain:

(a) \$180.00/ Pickup Truck

(ii) projects carried out by a renter or lessee for the benefit of home improvements/enhancements:

(a) \$170.00/ Pickup Truck

(iii) projects carried out by an owner for the benefit of home improvement/enhancement and not for payment, profit or gain:

(a) \$140.00/ Pickup Truck

8. Certificate of Transportation Fees

*Will be determined by Chief, Council and the Sanitation Administrator upon issuance of Certificate in consideration of the type and amount of Waste being transported. *

SCHEDULE "C"
XX EXCLUSIONS

XX is excluded from the following sections of By-law _____:

1. Powers and Duties of the Sanitation Administrator Section (Page 4-5) 5. (2)(a),(c) and (e)
2. Duties of an Owner- Renter or Lessee (Page 6) Section 6. (3)(a),(b) and (c)
3. Garbage Disposal at Landfill Site (Page 7-8) Section 9. (2)(3) and (6)(a)
4. Trespassing on Landfill Site (Page 9) Section 12.

SCHEDULE "D"
FINES AND PENALTIES

OFFENSE	FINE
Dumping in improper site	\$25.00 up to \$5000.00
Burning of Waste	\$50.00 up to \$5000.00
Escape of garbage from vehicle	\$50.00 up to \$5000.00
Trespassing on Landfill Site	\$25.00 up to \$5000.00
Exceeding limit for collection services	\$25.00 per bag
Exceeding limit for disposal at Landfill Site	\$25.00 per bag
Illegal dumping of garbage	\$100.00 per bag up to \$5000.00
Disposing of Hazardous Waste on Reserve	\$100.00 up to \$5000.00

Waste Management Short Form

Sec 6(1)(a)	Fail to maintain garbage receptacle
Sec 6(1)(b)	Fail to keep garbage contained
Sec 6(1)(d)	Fail to store garbage in approved container
Sec 6(1)(e)	Fail to ensure garbage containers securely closed
Sec 6(1)(f)	Fail to ensure sharp objects properly packaged
Sec 6(1)(g)	Set out improper waste for collection
Sec 6(1)(h)	Set out coals or ash not extinguished
Sec 6(1)(i)	Fail to remove container is specified time
Sec 6(1)(j)	Fail to keep area surrounding property free of garbage
Sec 6(3)(b)	Deposit hot ash or coals at landfill site
Sec 7(2)(a)	Person engaged in commercial activity fail to apply for dumping permit
Sec 7(2)(b)	Person engaged in commercial activity fail to recycle
Sec 7(2)(c)	Person engaged in commercial activity fail to adhere to conditions
Sec 9(1)	Failing to obtain a certificate of transportation
Sec 9(2)	Exceed weekly limit
Sec 9(3)	Exceed weekly limit person involved in commercial activity
Sec 9(4)	Deposit garbage other than authorized place
Sec 9(5)	Fail to divert recyclable material
Sec 9(6)(a)	Set out for collection garbage not tagged
Sec 9(8)(a)	Dispose of hazardous waste without authorization
Sec 9(9)	Operate landfill site on reserve
Sec 10(1)	Allow garbage to escape vehicle
Sec 11(1)	Dispose of garbage or recyclable material not in accordance with by-law
Sec 11(2)	Allow garbage to accumulate on property
Sec 11(3)	Burn garbage without written permission
Sec 12	Trespass to a landfill site
Sec 14(1)(a)	Fail to comply with Waste Management by-law
Sec 14(1)(b)	Submit false or misleading information to a Sanitary Administrator
Sec 14(1)(c)	Obstruct Sanitation Administrator