

BY-LAW NO. 94-101

of the Municipal District of Greenview No. 16

A By-law of the Municipal District of Greenview No. 16, Province of Alberta, to provide for the regulation and control of all nuisance grounds owned or used by the municipality.

**WHEREAS**, the Municipal District of Greenview No. 16 does own or operate nuisance grounds within its boundaries; and

**WHEREAS**, Section 199 of the Municipal Government Act provides authority for a Council to regulate and control the use of nuisance grounds owned or used by the municipality; and

**WHEREAS**, the Council deems it proper and expedient to regulate and control the use of all nuisance grounds owned or used by the municipality.

**THEREFORE**, be it resolved that the Council of the Municipal District of Greenview No. 16, in the Province of Alberta, under the authority and subject to the provisions of Section 199 of the Municipal Government Act, being Chapter M-26 of the Revised Statutes of Alberta, 1980, as amended, duly assembled, enacts as follows:

1. In this by-law;
  - (a) "nuisance ground" means "modified landfill" as defined in Alberta Regulation 273/71, as amended.
  - (b) "waste material" means garbage and solid refuse and similar material.
2. Only those persons who are a resident or taxpayer of the Municipal District of Greenview No. 16, or other municipality that has an agreement for use with the Municipal District, shall deposit or cause to be deposited any waste material in a municipality-owned or operated nuisance ground.
3. All waste material must be sorted into the following categories;
  - (a) combustibles,
  - (b) putrefactive wastes,
  - (c) old automobiles and other large metallic objects greater than three meters, and
  - (d) tiresand deposited in the proper location in a municipality-owned or operated nuisance ground, as directed by signs or by the person in charge of the site.

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- 4. No person shall deposit or cause to be deposited the following in a municipality-owned or operated nuisance ground:
  - (a) agricultural waste unless specifically approved by the municipality,
  - (b) sewage unless specifically provided for, and
  - (c) factory or other business premise waste
    - (i) which exceeds in volume before compaction one cubic yard per day or,
    - (ii) which exceeds in weight one ton per day, or
    - (iii) which by itself or in combination with other material likely to be present in the waste disposal system:
      - (a) may create a danger to the health or safety of persons employed at or visiting the waste disposal system, or
      - (b) may be a public hazard.
  
- 5. The Municipal District may allow for the permitting of commercial users to exceed the limits of Section 4 (c) above.
  
- 6. No person, unless authorized by the Local Board of Health, shall burn or ignite waste material deposited in a municipality-owned or operated nuisance ground.
  
- 7. A person who commits a breach of any of the provisions of this by-law shall be guilty of an offence and liable on summary conviction to a fine of
  - (a) not less than <sup>\$100.00 Km</sup> ~~\$25.00~~ and costs or more than \$1,000.00 and costs for a first offence;
  - (b) not less than <sup>\$200.00 Km</sup> ~~\$100.00~~ and costs or more than \$1,000.00 and costs for a second offence;
  - (c) not less than \$500.00 and costs or more than \$2,500.00 and costs for a third or subsequent offence;
 and in default thereof to imprisonment for a period not exceeding six (6) months, unless the fine and costs, including the costs of committal, are sooner paid.
  
- 8. This by-law shall be effective as, on and from the date of the final passing thereof.

Amended by motion 94.05.322 Km

Read a first time this 27th day of April, A.D., 1994.

Read a second time this 25th day of May, A.D., 1994.

Read a third time and finally passed this 25th day of May, A.D., 1994.

K.D. Mulligan  
REEVE

Donald Kirk  
MUNICIPAL MANAGER