



HAMLET OF FORT MCPHERSON  
BY-LAW # 178/02

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BEING A BY-LAW OF THE MUNICIPAL CORPORATION OF THE HAMLET OF  
FORT MCPHERSON IN THE NORTHWEST TERRITORIES TO PROVIDE FOR  
THE COLLECTION, REMOVAL AND DISPOSAL OF GARBAGE  
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PURSUANT TO the provisions of the Hamlets Act, R.S.N.W.T., c.H-1, s. 65 (1), s. 85.  
(1)(b)(d), s. 86 and s. 169

WHEREAS the Hamlet Council deems it necessary to regulate the collection, removal  
and disposal of garbage;

AND deems it necessary to repeal a by-law;

NOW THEREFORE, the Council of the Hamlet of Fort McPherson at a duly assembled  
meeting enacts the following:

SHORT TITLE

1. This By-law may be cited as the “Garbage By-law”.

INTERPRETATIONS

2. In this by-law:
  - a. “Council” means the duly elected Council of the Hamlet of Fort McPherson;
  - b. “Commercial” means any building used for any type of industrial or commercial establishment, including: warehouses, factories, stores, cafes, wholesale or retail business places, office buildings, hospitals, health centres, schools, hotels and motels, bed and breakfast, and any other establishment which is designated by Council as constituting commercial premises;
  - c. “Contaminated” means any harmful garbage or waste material;
  - d. “Garbage” means abandoned, discarded or rejected goods and materials of every description or kind, capable of disposal in a garbage bin and includes: ashes, broken dishes, bottles, glass, rags, cast-off clothing, metal tins or cans, crockery, waste paper, excelsior, cardboard, food containers, food waste, grass

- cuttings, shrubbery, tree pruning, weeds, garden waste and all discarded materials disposed of in the normal daily operation of a building;
- e. "Garbage Bin" means a container used for the storage of garbage;
  - f. "Garbage Contractor" means the person or business with whom the Hamlet has contracted to collect and dispose of garbage within the Hamlet;
  - g. "Hamlet" means the Hamlet of Fort McPherson;
  - h. "Hamlet Dump" means the landfill site established by the Hamlet, for the dumping of garbage and waste materials;
  - i. "Householder" means the occupant of residential premises or where such premises are unoccupied, means the owner thereof;
  - j. "Manager" means the operator of a business, commercial, professional or industrial premises and where such premises are unoccupied, means the owner thereof;
  - k. "Officer" means an officer appointed by the Hamlet or member of the RCMP;
  - l. "Residential" means any building(s), and/or building(s) divided into two or more separate living units, where person(s) normally reside;
  - m. "SAO" means the Senior Administrative Officer of the Hamlet;
  - n. "Waste Material" means all refuse, which is not discarded in a garbage bin, including: night soil, tree stumps, roots, turf, earth, rocks iron, concrete, tires, grease, oil, scrap metal and such materials as may accumulate as a result of demolition or construction operations and such other material designated as non-collectable;

#### GARBAGE BIN

- 3. Every householder or manager shall have in good condition and within the boundary of the premises sufficient garbage bin(s).
- 4. All garbage bins shall be kept covered and secured.
- 5. All garbage bins must be readily accessible and free from anything that may interfere with the collection of garbage by the Garbage Contractor.
- 6. Garbage bins not in compliance with this By-law will not be emptied.

#### GENERAL

- 7. No person shall dispose of garbage on public property, except by placing the garbage in a garbage bin.
- 8. Any garbage to be discarded and not able to fit in a garbage bin, shall be packaged in an appropriate manner and clearly placed adjacent to or within six (6') feet of a garbage bin, this will be considered as garbage and removed during regular collection days.

9. All garbage, prior to being disposed of in a garbage bin, shall be deposited in a tightly secured waterproof bag or similar container.
10. No person shall dispose of any explosive, inflammable, volatile, noxious or dangerous device, substance, objects or things in or near a garbage bin.
11. No person shall dispose of any hot ashes, burning matter, wet garbage or liquid substance in a garbage bin.
12. Any person or business may deposit garbage or waste material at Hamlet Dump. Such garbage or waste material shall be disposed of in accordance with such rules and regulations as Council may, by by-law or resolution, enact with respect to the control, maintenance and use of the Hamlet Dump.
13. No person or business shall dispose of any explosive, inflammable, volatile, noxious, contaminated or dangerous device, substance, objects or things in or near the Hamlet Dump.
14. Any person who contravenes any provisions of this by-law can be fined in accordance with Schedule "C" Fines and Penalties, attached to and forming part of this by-law.

#### COLLECTION

15. The Hamlet may enter into a contract with any person or business for the collection, removal and disposal of garbage within the Hamlet boundary.
16. Garbage collection and removal services will be provided as set out in Schedule "A" Collection and Removal Schedule, attached to and forming part of this by-law.
17. Every householder or manager shall permit the Garbage Contractor or his/her authorized agents to enter upon the premises to collect and remove garbage.

#### FEES

18. The Hamlet will charge for the provisions of garbage collection services, according to Schedule "B" Garbage Rates, attached to and forming part of this By-law.
19. The charges levied will be billed monthly and appear on the Hamlet's Customer Utility Bill.
20. The owner of the premises, which may be leased, rented or otherwise used by another, is ultimately responsible for all charges levied to the premises.
21. Any person or business depositing garbage or waste material at the Hamlet Dump, in accordance with Section 12, shall notify the Hamlet and pay the appropriate fee,

according to Schedule "C" Garbage Rates attached to and forming part of this By-law, prior to disposal of the garbage or waste material.

REPEAL

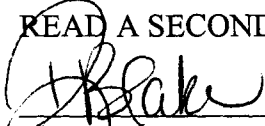
22. By-law #143/99 is hereby repealed.

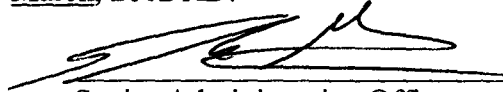
PASSAGE

23. This by-law will come into effect upon the day of its final passage.


READ A FIRST TIME THIS 26<sup>th</sup> DAY OF March, 2002 AD.

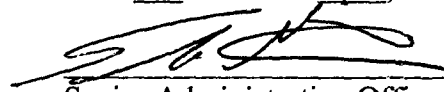
READ A SECOND TIME THIS 26<sup>th</sup> DAY OF March, 2002 AD.

  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Senior Administrative Officer

READ A THIRD TIME AND FINALLY PASSED THIS 30<sup>th</sup> DAY OF April, 2002 AD.

  
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Mayor

  
\_\_\_\_\_  
Senior Administrative Officer

SCHEDULE "A"  
COLLECTION AND REMOVAL SCHEDULE

1. Garbage shall be collected and removed three (3) days per week, normally Monday, Wednesday and Friday.
2. Any other days as set by the Hamlet.

SCHEDULE "B"  
GARBAGE RATE

Residential- \$15.00/month  
 Commercial- \$2.50 per pick up  
 Government- \$2.50 per pick up

Size of garbage bins determines the number of pick ups

2' x 2' x 4' = 1 pick up	= 3 per week x 4 weeks	= 12 pick ups per month
2' x 2' x 8' = 2 pick ups	= 6 per week x 4 weeks	= 24 pick ups per month
4' x 4' x 4' = 4 pick ups	= 12 per week x 4 weeks	= 48 pick ups per month
4' x 4' x 8' = 8 pick ups	= 24 per week x 4 weeks	= 96 pick ups per month

Note: depending on the number of days in the month and how the days fall, the number of pick ups in a month will vary from the above.

<u>Load Type</u>	<u>Category and Fees</u>	
	Garbage/Waste Material	Contaminated Soil/Snow
Extra Large Loads- (End dump and any tractor Trailer combination)	\$300.00/load	\$1,000.00/load
Large Loads- (Dump truck and any straight Truck combination)	\$125.00/load	\$800.00/load
Medium Loads- (1 ton units and pick-ups and Trailer combinations)	\$75.00/load	\$600.00/load
Small Loads- (1/2 ton up to 1 ton loads)	\$40.00/load	\$400.00/load

SCHEDULE "C"  
FINES AND PENALTIES

1. Every person who violates any provisions of this by-law is guilty of an offence and is liable on summary conviction to a fine not exceeding \$500.00 or to imprisonment for a term not exceeding 6 months.
  
2. Every person who has received notice of a violation in respect of an offence under this by-law, such notice being given in a form of accepted for use by the Hamlet for infractions of its by-law, may within 7 days after receipt of such notice pay a fine, which shall be calculated as follows:
  - a. First offence- \$100.00
  - b. Second offence- \$200.00
  - c. Third offence- \$300.00
  - d. Subsequent offences- \$500.00