

THE CORPORATION OF THE TOWNSHIP OF WESTMEATH

BY-LAW No. 89-35

A By-law to regulate Waste Disposal and Landfill Sites

- WHEREAS
1. Section 210 subsection 129 of the Municipal Act, R.S.O. 1980 Chapter 302 provides municipalities with the authority to control the use of land for disposal of garbage and industrial waste.
 2. Section 210 Subsection 128 of the said Municipal Act empowers municipalities to regulate, prohibit and abate matters which may "in the opinion of Council prove to be nuisances."
 3. Section 210, subsection 134 provides authority for a municipality to prohibit and abate public nuisances.

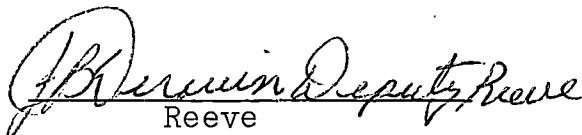
NOW THEREFORE THE Municipal Council of the Corporation of the Township of Westmeath ENACTS AS FOLLOWS:

1. That any waste disposal or a landfill site established or any user thereof within the Municipality of the Township of Westmeath shall be subject to the following provisions:

- (a) each site shall obtain a municipal licence, renewable annually upon payment of a prescribed fee, which shall be calculated to recover all of the municipal costs of administration relating to supervision, inspection and control of said sites and all related transportation of waste within the municipality.
- (b) each site and all waste disposed of therein shall be subject to inspection at any time by Township officials.
- (c) all waste disposed of at such sites originating outside of the Municipality shall be subject to a disposal fee reasonably calculated to compensate the Municipality for the extra cost of road maintenance relating to waste, traffic movements, insurance and for the establishment of a contingency fund designed to accommodate future accidents, cleanup work or other municipal obligations or liabilities arising from the operation of the site.
- (d) All users of the sites shall be required to provide evidence of their adherence to reasonable recycling programmes and those who fail to so comply may be required to pay additional fees designed to encourage recycling programmes and cover extra costs incurred in handling the non-recycled waste.
- (e) All operators of landfill or waste disposal sites located or to be located within the Township shall provide the Township with such site plans, engineering studies as may be required by Council. Council may impose such conditions with respect to development and operation as it deems advisable.

2. Any operator or user who or which fails to comply with any or all of these provisions shall be subject, upon conviction, to a fine for each offence in the sum of \$1,000.00 for an individual or \$5,000.00 for a Corporation.

PASSED AND ENACTED this 8th day of November, 1989


Reeve


Clerk