

Pursuant to the power conferred by Section 183 of the Municipalities Act, 1979, Chapter 33 and has amended, the Town Council of Channel - Port aux Basques has made the following resolution and adoption on the 9th day of July, 1985.

GEORGE N. CRITCHELL
MAYOR

ANTI-LITTER REGULATIONS

1. INTERPRETATIONS. In these regulations unless the context otherwise requires:
- (a) "Act" shall mean the Municipalities Act, Statutes of Newfoundland, 1979, Chapter 33, as amended.
 - (b) "Council" shall mean the Town Council of the Town of Channel-Port aux Basques.
 - (c) "Town" shall mean the area within the Municipal boundaries of the Town of Channel-Port aux Basques, which boundaries are defined by the land use Zoning Regulations and the official Town Plan for the Town of Channel-Port aux Basques as adopted by the Town Council of the Town of Channel-Port aux Basques and approved by the Minister of Municipal Affairs.
 - (d) AUTHORIZED RECEPTACLES: Shall mean a litter storage or collections receptacles as may be approved by the Council.
 - (e) HAND BILL: Shall mean a printed or written matter, circular, sample, advertisement, leaflet or paper other than a newspaper of Her Majesty's mail.
 - (f) LITTER: Shall mean any obnoxious substance, waste or unsanitary matter, refuse, garbage, rubbish, ashed, street cleanings, dead animals, paper wrappings, cardboard boxes, cans, leaves, wood, bedding, crockery, glass bottles and glass in all its forms, cement bags of all description and other matter or thing which if thrown or deposited as herein prohibited tends, or is likely to cause or causes unsightliness within the Town or creates a

danger to health, welfare, or public safety, litter also includes abandoned vehicles, wrecked vehicles, inoperable vehicles, unregistered vehicles, partially or wholly dismantled vehicles, or any part of such vehicle.

- (g) PERSON: Shall mean any person, firm, partnership, association, corporation, company or organization of any kind.
- (h) TOWN CLERK: Shall mean the Town Clerk of the Town of Channel-Port aux Basques.
- (i) TOWN MANAGER: Shall mean the Town Manager of the Town of Channel-Port aux Basques

LITTER

2. LITTER IN PUBLIC PLACES:

No person shall throw or deposit litter in or upon any street, sidewalk or other public area within the Town except in authorized receptacles for collections or in authorized Town disposal areas.

3. PLACEMENT OF LITTER IN RECEPTACLES SO AS TO PREVENT SCATTERINGS:

Persons placing litter in authorized receptacles or in authorized Town disposal areas shall do so in such a manner as to prevent it from being carried or deposited by the elements upon any street, sidewalk or other public area, or upon private property, or ponds, rivers, or streams.

4. SWEEPING LITTER INTO GUTTERS PROHIBITED:

No person shall sweep into or deposit into any gutter, street or other public place within the Town the accumulation of litter from any building or lot or from any public or private sidewalk or driveway. Persons owning or occupying property shall keep the sidewalk in front of their premises free of litter.

5. INDUSTRIAL/COMMERCIAL OPERATOR RESPONSIBILITY:

No person owning or occupying a place of business shall sweep into or deposit into any gutter, street or other public place within the Town the accumulation of litter from any building or lot, or from any public or private sidewalk or driveway. Persons owning or occupying places of business within the Town shall keep the sidewalks or parking area free of litter, PROVIDED HOWEVER, that nothing in this section or in Section 10 shall prohibit persons from watering

sidewalks, gutters, or streets fronting their premises in order to minimize or control the spreading and flow of dust.

(6) LITTER THROWN BY PERSONS IN VEHICLES

No person while the driver or passenger in a vehicle shall throw or deposit litter of any description upon any street or other public area or upon private property within the Town.

(7) TRUCK LOADS CAUSING LITTER:

No person shall drive or operate any motor vehicle including trailers or floats within the Town unless such vehicle or trailer and/or float so constructed or loaded so as to prevent any load, contents or litter from being blown or deposited upon any street, lane, or public area or private property.

(8) LITTER IN PARKS:

No person shall throw or deposit litter in any park within the Town except in authorized receptacles and in such a manner that the litter will be prevented from being carried or deposited by the elements upon any street or any part of the park or any other public area or private property.

(9)

Where authorized receptacles are not provided, all such litter shall be carried away from the park by the person responsible for its presence and properly disposed of elsewhere as provided herein.

(10) LITTER IN WATERWAYS:

No person shall throw or deposit litter in any ditch, pond or stream or other body of water within the Town.

(11) POSTING NOTICES PROHIBITED:

No person shall post or affix any notice, poster or other matter or device calculated to attract the attention of the public to any lamp post, public utility pole, tree, or upon any public structure or building except as may be authorized by the Council or required by law.

(12) LITTER ON PRIVATE PROPERTY:

No person shall throw or deposit litter on any private property within the Town, whether the property is owned by such person or not, except that the owner

or person in control of private property may maintain authorized receptacles for collections in such a manner that litter will be prevented from being carried or deposited by the elements upon any street, sidewalk or other public place or upon any private property.

(13) ORDER FOR DISPOSAL OF LITTER:

The Town Manager or Town Clerk is empowered and authorized to order the owner or occupier of any private property within the Town to properly and immediately dispose of any or all litter located on such property. Such order shall be by means of a notice signed by the Town Manager or Town Clerk and served upon the owner or occupier.

(14) COUNCIL MAY CARRY OUT DIRECTIONS

If any notice issued or served under Section 13 is not complied with to the satisfaction of the Council, the Council may carry out the directions contained in the notice through its officers, agents, employees or contractors and recover the cost of so doing as a civil debt from the person on whom the notice was served.

(15) ENFORCEMENT:

Every person who acts in contravention of or fails to comply with any provisions hereof is guilty of an offence and shall be liable on summary conviction to a fine not exceeding One Hundred Dollars (\$100.00) or in default of payment of the fine to imprisonment for a period not exceeding Ninety days (90) or to both such fine and imprisonment.

(16) All previous Anti-Litter Regulations or amendments thereto are hereby rescinded.

(17) These regulation shall come into effect on the 9th day of July, A.D., 1985 and shall be cited as the Town of Channel-Port aux Basques (Anti-Litter) Regulations, 1985.