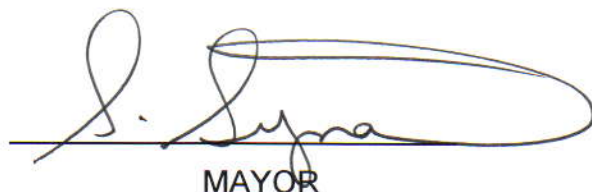


PUBLISHED BY AUTHORITY

Pursuant to the authority conferred by Sections 413 and 414 of The Municipalities Act, Chapter M-24, S.N. 1999, the Town Council of The Town of Marystown has made the following regulations.



MAYOR

REGULATIONS

1. These regulations may be cited as the Town of Marystown (Anti-Litter) Regulations, 2000.
2. Interpretations. In these regulations unless the context otherwise requires:
 - (a) "Act" shall mean The Municipalities Act.
 - (b) "Authorized Receptacles" shall mean the litter storage or collection receptacles as required by the Town Council of Marystown (solid-waste disposal) Regulations, or a may be approved by the Council.
 - (c) "Council" shall mean the Town Council of the Town of Marystown.
 - (d) "Litter" shall mean any obnoxious substance, waste or unsanitary matter, refuse, garbage, rubbish, ashes, street cleanings, dead animals, paper wrappings, cardboard boxes, tin cans, leaves, wood, bedding, crockery, glass bottles and glass in all its forms, cement bags, and bags of all description and other matter or things 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 and includes apparently abandoned vehicles and appliances.
 - (e) "Municipality" means the Town of Marystown.
 - (f) "Person" shall mean any person, firm, partnership association, corporation, company or organization of any kind.
 - (g) "Town" shall mean the Town of Marystown.
 - (h) "Town Clerk" shall mean the Town Clerk of the Town Council of Marystown.

Litter

3. Litter in Public Places:

No person shall throw, abandon, or deposit litter (or allow any litter which has been thrown, abandoned, or deposited by him or on his behalf) to remain in or upon any street, sidewalk or other public place or public property within the Municipality, except in authorized receptacles for collection or in an authorized Municipal waste disposal site or as otherwise may be authorized by the Council from time to time.

4. Placement of Litter in Receptacles so as to Prevent Scatterings:

Persons placing litter in authorized receptacles or in authorized Town dumps 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 place, or upon private property, or pond, river or stream.

5. 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 or allow the accumulation of litter in front of property of which he is owner or occupier. Persons owning or occupying property shall also keep the sidewalk in front of their premises free of litter.

6. Business Houses 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 side-walk or parking area free of litter, provided however, that nothing in this Section or in Section 9 shall prohibit persons from watering sidewalks, gutters, or streets fronting their premises in order to minimize or control the spreading and flow of dust.

7. Litter Thrown by Persons in Vehicles:

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

8. Truck Loads Causing Litter:

No person shall drive or move any truck or other vehicles within the Town unless such vehicle is so constructed, loaded, and covered so as to prevent any load, contents or litter from being blown or deposited upon any street, lane or public place or private property within the Municipality.

9. 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 place or private property. 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 in any park or elsewhere 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 lamppost, public utility pole, tree, or upon any public structures or building except as may be authorized by the Council or required by law.

12. Litter on Private Property:

(a) 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 collection 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 within the Municipality.

(b) Car Wrecks:

(1) It shall be unlawful for any person to demolish or scrap any vehicle on private or public property within the Town, without first having obtained a permit in writing from Council for that purpose. *Scraping of vehicles will be permitted in designated areas only.*

(II) The cost of a permit referred to in Subsection (1) of this regulation shall be \$25.00 which amount shall be refunded if the demolished or scrapped vehicle is discarded or dumped at a site approved by Council, within ten (10) days from the date of issue of the permit.

*Amended by
Council -
July 17/01
[Signature]*

- (III) Council shall have the right to remove from any private or public property any vehicle which has been demolished or scrapped without a permit and recover the cost of doing so from the owner as a civil debt.

13. Order for Disposal of Litter:

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

14. Council May Carry Out Directions:

If any notice issued and served under Section 13 is not complied with or is not so far complied with as the Council regards as reasonable within the time named in the notice, 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:

It shall be the duty of a Police Officer or any person assigned by the Council to enforce these regulations:

1. To report the name and address of any person observed or reliably reported to have violated any of the provisions of these regulations.
2. To report the time and nature of the violations of the Regulations, and any circumstances being relevant to the violation
3. To serve upon the person violating any provision of these Regulations a notice that the person concerned has violated a provision of the Regulations and instructing such person to carry out any order in regard to such violation.
4. To furnish the Town Clerk a duplicate of each notice of violation.

16. Penalty:

In accordance with Section 420 of The Act, every person who contravenes or fails to comply with any of the provisions of these Regulations is guilty of an offence and liable on summary conviction :

(a) for a first offence to a fine of not less than \$100 and not more than \$500 or to a term of imprisonment of not more than one month or to both the fine and imprisonment;

(b) for a subsequent offence to a fine of not less than \$550 and not more than \$1,000 or to a term of imprisonment of not more than 3 months or to both the fine and imprisonment.

17. Adopted:

These regulations were adopted by Resolution of Council at a meeting held on the 4th day of April, 2000 and will come into effect on the 5th day of April, 2000.

18. Repealed:

All previously adopted (Anti-Litter) regulations for the Municipality are hereby repealed.

A handwritten signature in blue ink, consisting of several overlapping loops and a long horizontal stroke extending to the right, positioned above a solid horizontal line.

CLERK