

# **ANTI-LITTER REGULATIONS**

## PUBLISHED BY AUTHORITY

The following Regulations have been made by the Town Council of Happy Valley-Goose Bay under *Municipalities Act, 1999*, SNL 1999, c. M-24.

, Mayor

### ANTI-LITTER REGULATIONS

1. Interpretation: In these Regulations, unless the context otherwise requires:
  - (a) "Act" means the *Municipalities Act, 1999*, SNL 1999, c. M-24;
  - (b) "Authorized Receptacles" shall mean a Litter storage or collection receptacle;
  - (c) "Council" means the Town Council of Happy Valley-Goose Bay;
  - (d) "Litter" shall mean any obnoxious substance, waste or unsanitary matter, refuse, garbage, rubbish, ashes, street cleaning, dead animals, leaves, paper wrapping, cardboard boxes, tin cans, wood, bedding, crockery, glass bottles, or anything that may 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) "Person" means any person, firm, partnership, association, corporation, company or organization of any kind;
  - (f) "Regulations" means these Anti-Litter Regulations;
  - (g) "Town" means the Town of Happy Valley-Goose Bay, as defined under the Act and/or any regulations or Orders made pursuant thereto;
  - (h) "Trailer" means a vehicle that has no mode of power of its own, and which is attached to a Truck, tractor or other motor vehicle; and,

- (i) "Truck" means a motor vehicle that is constructed for or primarily used for transportation of property.
2. No Person shall throw or deposit Litter in or upon any street, road, sidewalk or other public place within the Town, except in Authorized Receptacles for collection or in an official Town Land Fill Site.
  3. Persons placing Litter in Authorized Receptacles or in an official Town Land Fill Site 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, stream or navigable waters.
  4. No Person shall sweep into or deposit into any gutter, street, road 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 real property shall keep the sidewalk in front of their premises free of Litter.
  5. No Person owning or occupying a place or 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, parking area or driveway. Persons owning or occupying places of business within the Town shall keep the parking area, driveway and sidewalk in front of their business premises free of Litter.
  6. No Person while a driver or passenger in a vehicle shall throw or deposit Litter upon any street, road, public place or private property within the Town.
  7. No Person shall drive or move any loaded Truck, tractor or vehicle, with or without trailer, within the Town, unless the Truck, tractor, vehicle and trailer are so constructed and the load, contents or Litter is covered with a tarpaulin, net or ropes preventing the load, contents or Litter from being blown or deposited upon any street, road, public place or private property.
  8. 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 part of the park or upon any street, or 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.
  9. No Person shall throw or deposit Litter in any ditch, pond, stream or other body of water in any park or elsewhere within the Town.
  10. 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 private property.

11. The owner or Person in control of any private property shall at all times maintain the premises free of Litter. Provided however, that this section shall not prohibit the storage of Litter in Authorized Receptacles.
12. The Town Clerk 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 in contravention of these Regulations. Such order shall be by means of a notice signed by the Town Clerk and served upon the owner or occupier.
13. If any Order issued and served under Section 12 is not complied with, or is not so far complied with as the Council regards as reasonable, within the time named in the Order, the Council may carry out the directions contained in the Order, through its officers, agents, employees or contractors, and recover the cost of so doing as a civil debt from the Person on whom the Order was served.
14. It shall be the duty of any person assigned by the Council to enforce these Regulations to:
  - (a) report the name and address of any Person observed or reliably reported to have violated any of the provisions of these Regulations;
  - (b) report the time and nature of the violation of the Regulations;
  - (c) serve upon the Person violating any provision of these Regulations an order 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; and,
  - (d) furnish the Town Clerk with a duplicate of each order.
15. Any Person who contravenes any of the provisions of these Regulations is guilty of an offence and is 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; and,
  - (b) for a subsequent offence to a fine of not less than \$500 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.
16. The Town of Happy Valley-Goose Bay (Anti-Litter) Regulations passed on February 22, 2001 are hereby repealed.

17. These Regulations were passed and adopted by Council on the 23<sup>rd</sup> day of October 2012 and may be cited as the Town of Happy Valley-Goose Bay Anti-Litter Regulations.