

Litter

PUBLISHED BY AUTHORITY

The following regulations have been made by the Town Council of the Town of Deer Lake under the provisions of The Municipalities Act, 1979, and were approved by the Deer Lake Town Council on the 7th day of June, A.D., 1982.



Mayor, of the Town of Deer Lake

ANTI-LITTER REGULATIONS

1. Interpretations: In these regulations unless the context otherwise requires:-

- (a) "Act" shall mean the Municipalities Act, 1979.
- (b) "Council" shall mean the Town Council of the Town of Deer Lake.
- (c) "Town" shall mean the Town of Deer Lake as defined by paragraph 2 of Order-in-Council dated the 27th. day of May, A.D., 1950, and made under the Municipalities Act, 1979.
- (d) Authorized Receptacles: A litter storage or collections receptacle as required by the Town Council of Deer Lake (Garbage) Regulations, 1951, or as may be approved by the Council.
- (e) Hand Bill: A printed or written matter, circular sample, advertisement, leaflet or paper other than a newspaper or her Majesty's mail.
- (f) Litter: 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 thing which if thrown or deposited as herein prohibited tends, or is likely to cause or cause unsightliness within the Town or creates a danger

to health, welfare, or public safety and includes apparently abandoned vehicles and appliances.

(g) PERSON: Any person, firm, partnership association, corporation, company or organization of any kind.

(h) Town Clerk: Shall mean the Town Clerk of the Town Council of Deer Lake.

LITTER

2. Litter in Public places:

No person shall throw or deposit litter in or upon any street, sidewalk or other public place within the Town except in authorized receptacles for collection or in authorized Town Dumps.

3. 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.

4. Sweeping Litter into Gutters Prohibited:

No person shall sweep into or deposit into any gutter, street or public place within the Town the accumulation of litter from any building or lot 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. 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 sidewalk 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.

6. 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.

7. Truck Loads Causing Litter:

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

10. 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.

11. 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 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.

12. Order for Disposal of Litter:

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. Such order shall be by means of a notice signed by the Town Clerk and served upon the owner or occupier.

13. Council May Carry Out Directions:

If any notice 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 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.

14. 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 violation of the Regulations, and any circumstances being relevant to the violation.
3. To serve upon the person violating any provisions of these regulations a serially numbered 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 serially numbered notice of violation.

15. Penalty:

Every person served with a notice of violation shall carry out the instruction contained in such notice. Failure to comply with instructions within the time stated in such notice will make the person liable to fine, or conviction, not exceeding \$50.00 and in default of payment of such penalty to imprisonment for a period not exceeding thirty days. Notwithstanding

anything in the foregoing, any person guilty of throwing bottles or glass on public streets or in parks or in public property within the Town shall be liable on conviction to a fine not exceeding \$100.00 and in default of payment of such penalty to imprisonment for a period not exceeding ninety days.

16. These regulations shall come into effect on the 7th. day of June, A.D., 1982.

The following Anti-Loitering Regulations were adopted by the Deer Lake Town Council on September 2 and shall come in to effect September 17, 1993.

PUBLISHED BY AUTHORITY

Pursuant to the powers conferred by Section 180 and Section 254 of the Municipalities Act, R.S.N. 1990, c. M-23, The Town Council of the Town of Deer Lake has made the following regulations.


A. M. Kerwin, Mayor

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1. No person shall, without legitimate excuse, loiter on any public street, sidewalk or other public place in the Town of Deer Lake after 6:00 p.m.
 2. Everyone who commits an offence under Section 1 of this regulation is guilty of an offence punishable on summary conviction and liable to a fine not exceeding \$500.00, and in default of payment to a period of imprisonment of not more than seven (7) days.
 3. This regulation may be cited as the Town of Deer Lake Anti-Loitering Regulations.