

**WOODLANDS COUNTY  
BYLAW 283/07  
IN THE PROVINCE OF ALBERTA**

**A BYLAW BEING ENACTED TO REGULATE & CONTROL LITTERING & THE  
COLLECTION/DISBURSEMENT OF ABANDONED/DERELICT VEHICLES**

**WHEREAS**, under the provisions of the Municipal Government Act, R.S.A. 2000, a municipality may pass bylaws to regulate people, activities and things in, or near, a public place or place that is open to the public, in addition to nuisances including unsightly property;

**AND WHEREAS** the Council of Woodlands County deems it necessary to implement a bylaw to regulate the disposal of litter and abandoned/derelict vehicles;

**NOW THEREFORE**, the Council of Woodlands County, duly assembled, hereby enacts as follows:

**SECTION 1 – SHORT TITLE**

This Bylaw may be cited as the Woodlands County Littering Bylaw.

**SECTION 2 – DEFINITIONS**

2.1 Highway – shall mean highway as defined by the Traffic Safety Act, RSA 2000.

2.2 Litter, also referred to as "refuse", may be defined as any solid or liquid material or product or combination of the two materials or products, including, but not limited to:

2.2.1 Any rubbish, refuse, garbage, paper, package, container, bottle, can, manure, building material, organic or non-organic matter, liquid, chemical, dilapidated furniture or household appliances, loose garbage, scrap metals, scrap lumber, tires, parts of disassembled machinery, sewage or the whole or part of an animal carcass, and

2.2.2 any other material or product that is designated as litter in the Alberta Environmental Protection and Enhancement Act as amended and the Litter Act and regulations thereunder.

2.3 Abandoned/Derelict Vehicle shall mean any vehicle/equipment/machinery which may be defined as follows and shall include but not be limited to the following:

2.3.1 Vehicle/equipment/machinery which is in a rusted, wrecked, partly wrecked, dismantled, partly dismantled or inoperative condition and is not located on private property, and

2.3.2 Vehicle/equipment/machinery or part thereof which has no current license plate attached to it and in respect of which, no registration certificate has been issued for the current year, and

2.3.3 Vehicle/equipment/machinery which is inoperative by reason or removal of parts, or equipment.

### SECTION 3 - LITTERING

3.1 No person shall cause, permit or allow refuse to collect, accumulate or be stored upon public lands, or on adjoining property owned or occupied by him or under his care and responsibility, unless such a site is designated by the County as a sanitary landfill location.

3.2 No person shall place, deposit, or throw or cause to be placed, deposited or thrown upon any public property or highway any item that has heretofore been defined as litter/refuse.

3.3 Every person that transports litter/refuse/garbage upon a highway by any means shall ensure that said litter is adequately contained, secured or covered in such a manner as to prevent litter from falling/blowing or being removed from the transport vehicle.

3.4 No person shall dispose of litter/refuse from a motor vehicle. In the event that litter is observed as coming from a motor vehicle of which there are two or more occupants, the driver of the motor vehicle shall be deemed to be the person responsible and shall be fined accordingly as further outlined in Schedule A attached hereto and forming a part thereof.

3.5 No person shall dispose of litter/refuse on any land which is owned by or under the direction and control of the municipality unless he disposes of it :

3.5.1 at a water management facility that is constructed and operated in accordance with the Alberta Environmental Protection and Enhancement Act, RSA 2000, as amended and the regulations thereunder;

3.5.2 through a refuse disposal system or landfill site established by the local authority,

3.5.3 in any other manner as specified in the Alberta Environmental Protection and Enhancement Act, RSA 2000 as amended and the regulations thereunder.

- 3.6 No person shall dispose of any litter/refuse on any land of which he is not the owner of or over which he does not have control of unless the owner or person in control of the land consents to the disposal and who then ensures and maintains responsibility to:
- 3.6.1 ensure the litter/refuse does not leach; and
- 3.6.2 ensure that the litter does not otherwise transfer onto land that is owned or under the direction, control or management of the local authority; and
- 3.6.3 provide a letter of consent upon request to any peace officer further providing proof of consent to the said disposal.

#### SECTION 4 – ABANDONED/DERELICT VEHICLES

- 4.1 No person shall park or abandon a vehicle/equipment/machinery on any public roadway or in any public park or area under the care and control of the municipality.
- 4.2 No person shall leave an abandoned/derelict vehicle on any land which he does not have control of, including public lands, unless the owner or person in control of the said land consents to the storage of same.
- 4.3. Any vehicle found to be abandoned shall be impounded and removed at the owner's expense:
- 4.3.1 No vehicle which has been impounded for a violation as outlined in this section shall be released to its owner until all impound fees and penalty amounts for violation of the provisions of this bylaw have been paid to the municipality.

#### SECTION 5 - GENERAL PENALTY PROVISIONS

Any person found to be in contravention of any section of this Bylaw is guilty of an offense and is liable upon conviction to the specified penalty as outlined on Schedule A attached hereto and forming a part thereof.

6. - SEVERABILITY

Each provision of this Bylaw shall be considered independent of all other provisions. If such provision is declared invalid by a Court of competent jurisdiction all other provisions of this Bylaw shall remain valid and enforceable.

That this Bylaw shall come into force and have effect from, and after, the date of third and final reading thereof.

READ a first time this 3<sup>rd</sup> day of July, A.D. 2007.

READ a second time this 3<sup>rd</sup> day of July, A.D. 2007.

READ a third time this 3<sup>rd</sup> day of July, A.D. 2007.

  
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Jim Rennie, Mayor

  
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Luc Mercier, Chief Administrative Officer

**BYLAW 283/07**

**SCHEDULE A**

**PENALTIES**

**Section 3 - Littering**

Any person found to be in contravention of Section 3 – Littering is guilty of an offence and is subject to, and liable for, the following fine(s):

First Offence	\$ 250.00
Second Offence	\$ 500.00
Third Offence	\$1,000.00

All related clean-up costs for the above referenced littering offence(s) will be charged to the person guilty of the offence in addition to the aforementioned fine amount.

**Section 4 – Abandoned/Derelict Vehicles**

Any person found to be in contravention of Section 4 – Abandoned/Derelict Vehicles is guilty of an offence and is subject to, and liable for, the following fine:

\$2,500.00

All related clean-up costs for the above referenced offence will be charged to the person guilty of the offence in addition to the aforementioned fine amount.