

THE CITY OF CORNER BROOK ANTI LITTER REGULATIONS

PURSUANT to the powers vested in it under Sections 209 and 210 of the *City of Corner Brook Act*, R.S.N.L. 1990, c. C-15, as amended, and all other powers it enabling, the Corner Brook City Council, in a session convened on the 21st day of April, 2008, hereby passes and enacts the following regulations:

1. These regulations may be cited as the *City of Corner Brook Anti Litter Regulations*.

DEFINITIONS

2. For the purpose of these regulations:
 - (a) “City” means the City of Corner Brook;
 - (b) “Commercial Property” means any property or building that is used or designed for use for business, commercial industrial or institutional purposes;
 - (c) “Council” means Corner Brook City Council;
 - (d) “Director” means the Director of Operational Services;
 - (e) “Garbage” means garbage as defined in the City of Corner Brook Garbage and Refuse Regulations.
 - (f) “Litter” includes
 - i. any excrement, waste, refuse, garbage, rubbish or packaging material;
 - ii. Vehicles and appliances and the parts and accessories of them that have been left unattended without lawful authority or which appear to be abandoned by reason of their age, appearance, mechanical condition or, in the case of vehicles, lack of identification plates; and
 - iii. Any other material that by reason of its state, condition or excessive accumulation appears to:
 - a. have been discarded or abandoned;
 - b. have little or no monetary value; or
 - c. be used up, expended or worn out in whole or in part.
 - (g) “occupant” of any property means a person who

- i) owns the property;
- ii) resides at the property;
- iii) **conducts business at the property;**
- iv) is in physical possession of the property; or
- v) has responsibility for, and control over, the condition of the property, the activities conducted on the property and the persons allowed to enter the property;

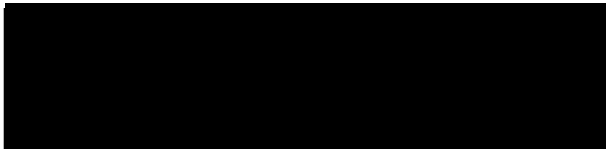
For purposes of these regulations there may be more than one occupant of the same property;

3. A person shall not throw, place, dump, deposit or permit to be thrown, placed, dumped or deposited any litter on any street, road, sidewalk, park, body of water or public place in the City.
4. The owner of a Commercial Property shall keep the street, sidewalk and drainage ditch or curb and gutter abutting or adjacent to his, her or its property free of litter, noxious substances or anything that poses a hazard to public health and safety or adversely affects the amenities of the surrounding property.
5. The owner of any property in the City shall keep that property free of litter, noxious substances or anything that poses a hazard to public health and safety or adversely affects the amenities of the surrounding property, save and except if that litter, noxious substance and anything that poses a hazard to public health and safety or adversely affects the amenities of the surrounding property is contained or held in compliance with the *City of Corner Brook Garbage and Refuse Regulations*.
6. A Municipal Enforcement Officer may issue a notice in writing to the owner or occupant of a property that the property is not being maintained in accordance with section 4 or 5 and require the owner of the property to comply with the section by removing the litter, noxious substances or thing that poses a hazard to public health and safety or adversely affects the amenities of the surrounding property within 48 hours of the time the notice is served on the owner or occupant.
7. Where the owner or occupant cannot be located for service of the notice under section 6, after reasonable attempts to do so, the notice under section 6 of these Regulations may be posted or affixed on any door of any building on that property or where there is no building, in any visible location on that property and the notice shall be deemed served 72 hours after it is posted or affixed.
8. (1) Where a notice served under section 6 or section 7 and is not complied with within the time frame required the Director may cause the litter, noxious substances or thing that poses a hazard to public health and safety or adversely

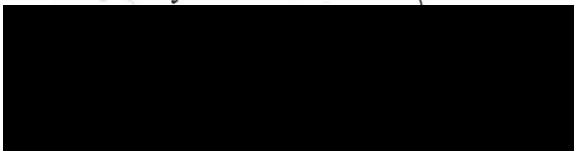
affects the amenities of the surrounding property on the property to be removed and disposed of in accordance with the *City of Corner Brook Garbage and Refuse Regulations*.

- (2) The Director may cause the cost of any such removal and disposal under subsection (1) to be billed to the property owner and such cost shall then become a debt owed to the City.
9. A person shall not drive or move any motor vehicle containing litter within the City unless the litter is enclosed in the motor vehicle or the litter is covered with a tarpaulin or netting to prevent the such litter from falling or being blown from the motor vehicle and deposited in the City.
10. Where any person contravenes any provision of these Regulations:
- (a) such person is guilty of an offence and liable on summary conviction to a fine or to a period of imprisonment or both in accordance with the *City of Corner Brook Act*; and
 - (b) such person may be issued a violation notice pursuant to section 280.1 of the *City of Corner Brook Act*.
11. All Municipal Enforcement Officers are designated persons employed by Council who may issue a violation notice pursuant to section 280.1 of the *City of Corner Brook Act* for any contravention or failure to comply with these Regulations.
12. These Regulations shall come into force as of the date enacted by Council and the Anti Litter By-Law 1969 and all amendments thereto, is hereby repealed upon the coming into force of these Regulations.

IN WITNESS WHEREOF these Regulations are sealed with the Common Seal of the City of Corner Brook and subscribed by and on behalf of the Council by Mayor and City Clerk at Corner Brook, in the Province of Newfoundland and Labrador, this 5th day of May, 2008.



Mayor



City Clerk



Published in The Western Star – March 12, 2008

First Reading – March 3, 2008

Second Reading – April 21, 2008

City of Comer Brook

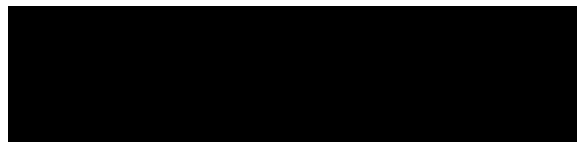
Anti Litter Amendments

Pursuant to the powers vested in it under section 209 and 210 of the City of Corner Brook Act, R.S. N.L. 1990, c. C-15, as amended, and all other powers it enabling, the Corner Brook City Council in a session convened on the 15th day of December, 2008, hereby passes and enacts the following amendments to City of Comer Brook Anti Litter Regulations

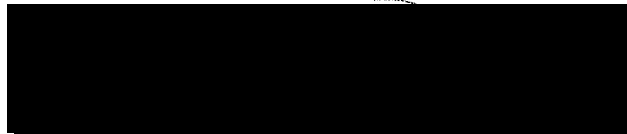
- Section 4: to read "The occupant of a Commercial Property shall keep the street, ..."
- Section 5: to read "The occupant of any property in the City shall keep that property free of litter,.."
- Section 6: to read "A Municipal Enforcement Officer may issue a notice in writing to an occupant of a property that the property is not being maintained in accordance with section 4 and 5 and require that occupant of the property to comply"
- Section 7: to read "Where the owner or an occupant cannot be located for service ..."

These regulations shall come in effect on the 20th of December, 2008.

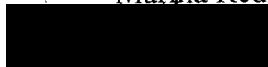
IN WITNESS WHEREOF this Regulations is sealed with the Common Seal of The Corner Brook City Council and subscribed by and on behalf of Council by Charles Pender, Mayor and Marina Redmond, City Clerk, at the City of Corner Brook, this 23rd day of December, 2008.



Charles Pender, Mayor



Marina Redmond, City Clerk



1st Reading: November 17,2008

Approved by Council: December 15,2008

Published in Western Star: December 11, 2008

Published in Western Star: December 20, 2008