

Landfill and Solid Waste Management

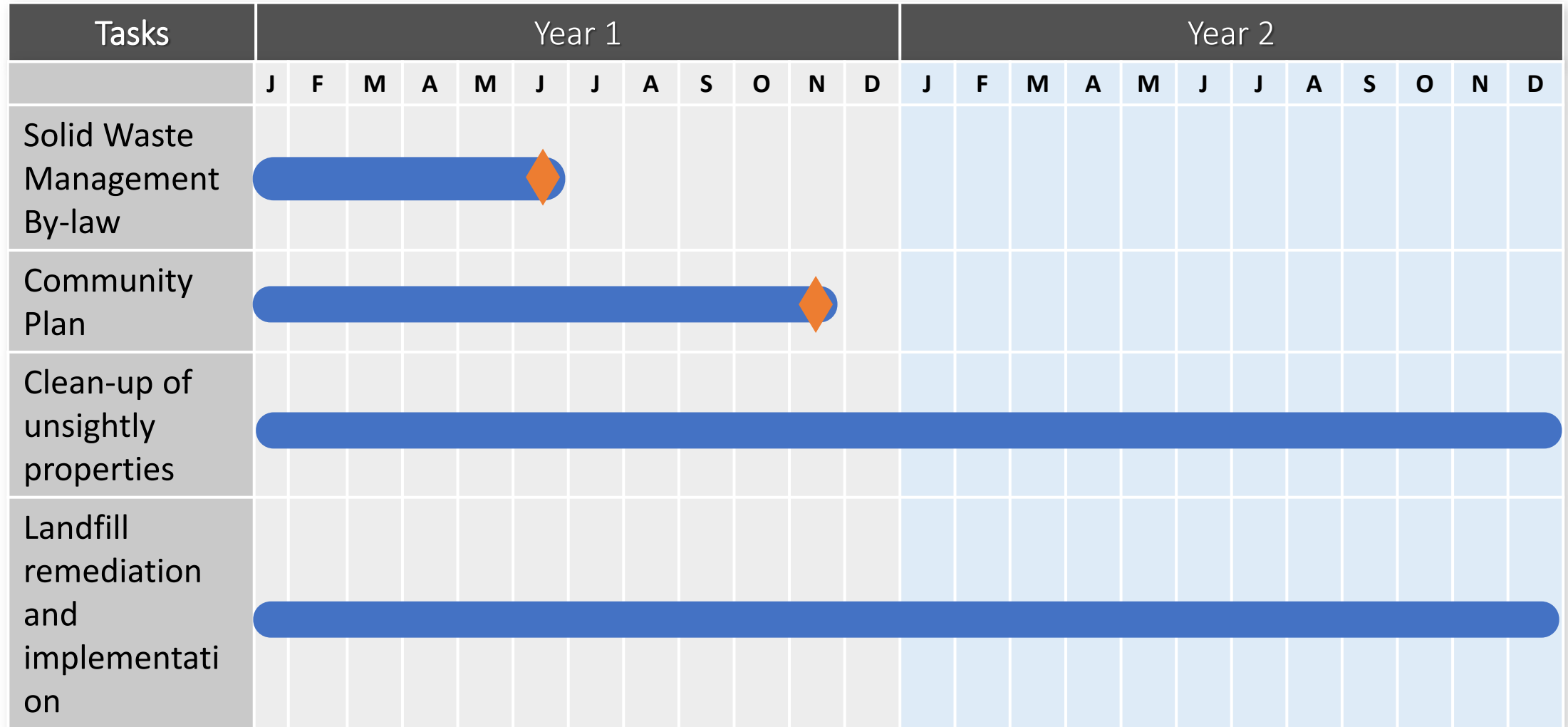
Committee of the Whole

March 4, 2020

General purpose

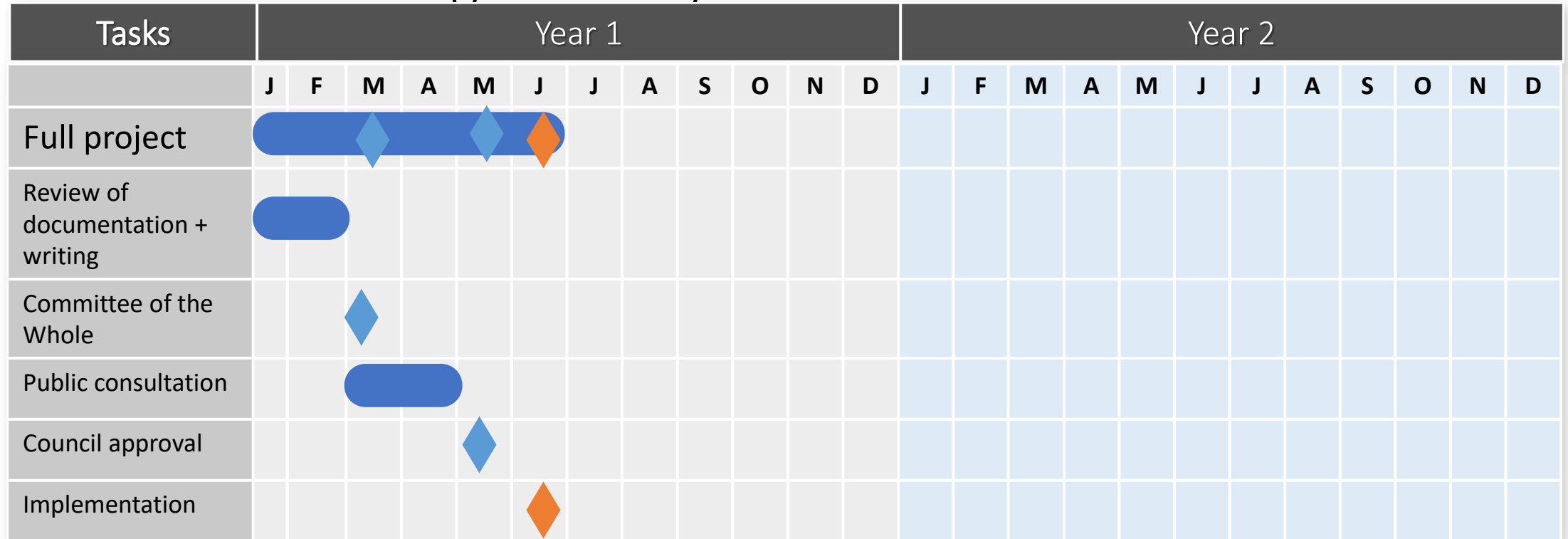
- Community safety and well-being was established as a Council priority in the current Strategic Plan.
- The 4 projects are interconnected so they have to be realized simultaneously:
 - The Town needs more data and control of the solid waste management to be able to plan for the future. The needs in terms of landfill will depend on the community's input, what we are able to do on-site, what has to be shipped out, how much waste is being produced, how much money is necessary and how many grants we can get.
 - The Town must also educate the population and show environmentally friendly practices to gain the respect and trust of the community. Clean-up of unsightly properties will challenge the solid waste management system in operation and will bring more waste at the landfill, which brings back the importance to have clear regulations to avoid being always in a reactive mode.

Projects timeline



Projects timeline (detailed)

Solid Waste Management By-law



Solid Waste Management By-law

Purpose:

- The solid waste management is regulated by the water license provided by the Sahtu Land and Water Board.
- The landfill currently contains hazardous material and experienced recent fires.
- There is currently no control over the waste disposal.
- The Town of Norman Wells hired a landfill coordinator.
- A by-law would permit to collect essential data on the type, size and weight of the waste being disposed of at the landfill.
- The data will take a certain time to become relevant statistics (reports on a 6 months/year period) and would permit to access funding and engineering work.
- The by-law would permit to oversee the waste being disposed, prevent unacceptable waste for everyone's safety and increase the landfill's life expectancy.

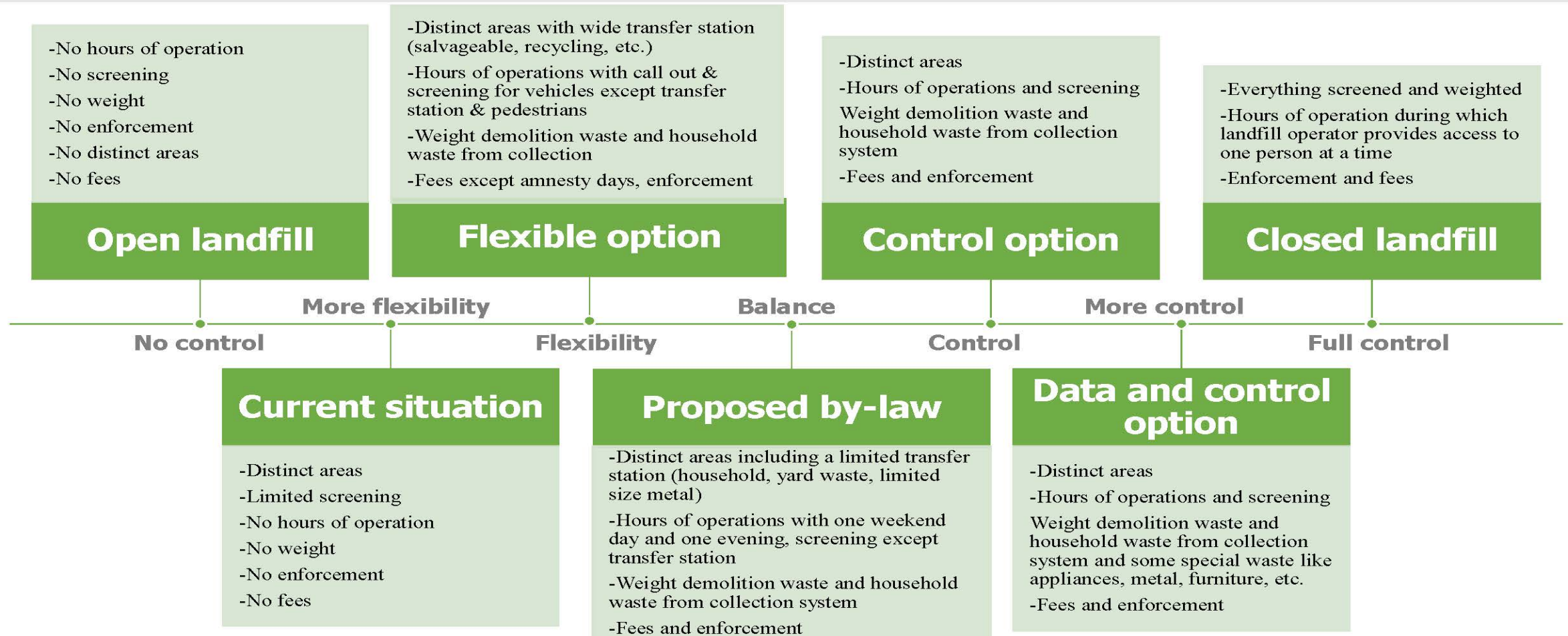
References:

- 2018 Solid Waste Disposal Facility Operation and Maintenance Plan
- 2018 Hazardous Waste Management Plan
- Current contracts
- Landfill coordinator job description
- Senior Administrative Officer and Public Works Manager's input
- City of Yellowknife by-law

The objective is to find a fair balance between the essential data collection and control at the landfill and the freedom of every user.

Solid Waste Management by-law

Balance (control/flexibility)



Solid Waste Management By-law (2)

The public consultation to review the draft by-law would involve:

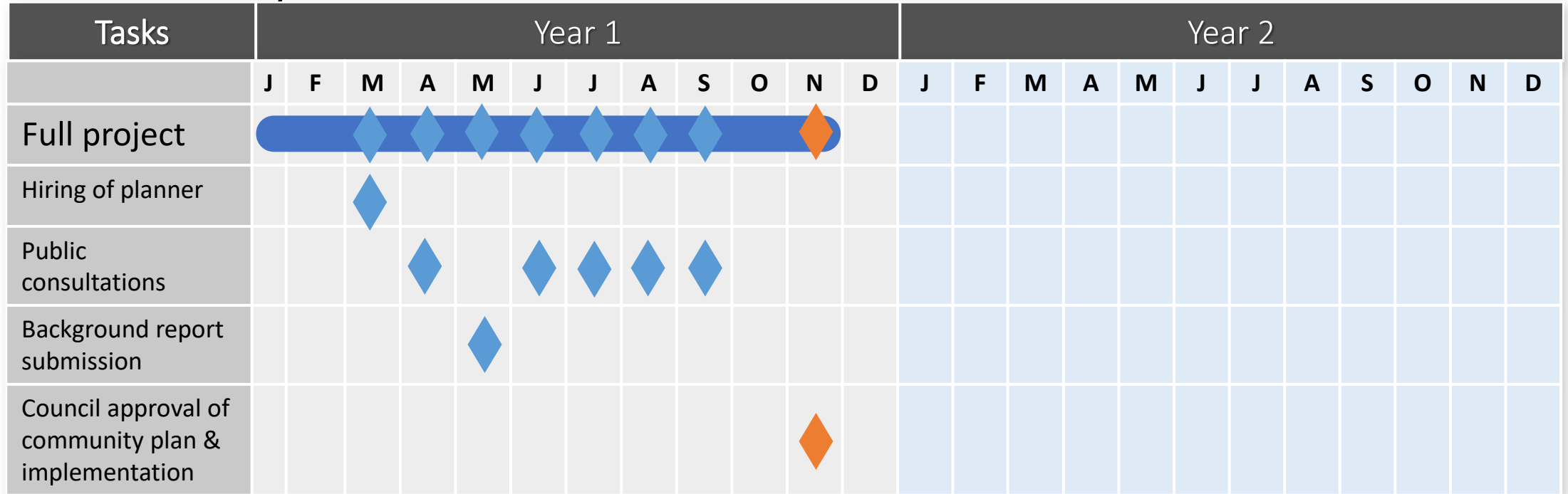
- Contractors
- ENR and Sahtu Land and Water Board
- Department of Lands
- Land Corporation
- Health centre
- General public (residents and businesses)

What to consider:

- A bigger transfer station means more costs for the Town in order to ensure security, respect of the transfer station and to transport the waste in the restricted areas. There is a risk that someone would dump unaccepted waste and it would be hard to identify the person. The fees would have to be higher.
- The more the access is being restricted, the more the population could express frustration by not respecting the law and the environment. The Town would then have to do more administrative work to enforce the by-laws.
- The by-law can be amended and the situation can be adapted in the future depending on the needs and improvements.

Projects timeline (detailed)

Community Plan



The objective is to plan for the future of Norman Wells based on everyone's input.

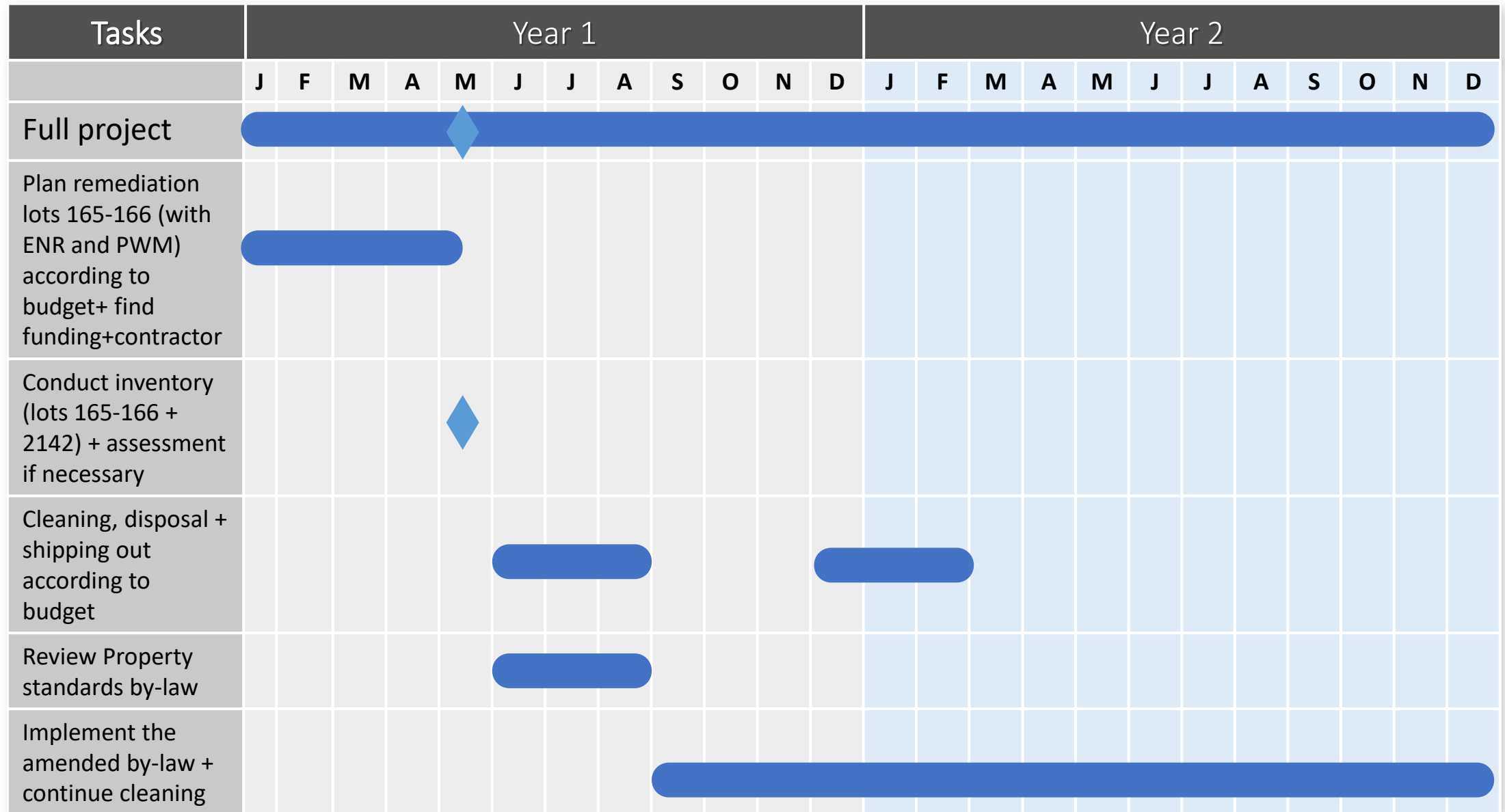
Community Plan

Purpose:

- During the Community Plan process, the population will be questioned about the environment and the solid waste management.
- According to the timeline, the first public consultation for the community plan project would occur at the same time as the review of the solid waste management by-law, which would increase the attention on the solid waste management topic and contribute to the education.
- The data collected by the community plan review process, added to the data collected from the new process at the landfill (reports from screening and scale as per the by-law) will permit to move forward with the landfill remediation and implementation project.

Projects timeline (detailed)

Clean-up unsightly properties



Clean-up unsightly properties

The objective is to prevent & mitigate any risk of environmental hazard related to the existing junk yards or waste located on properties other than the landfill.

Purpose:

- The unsightly properties constitute a safety hazard that increases with time.
- The project extent, costs, transportation and disposal challenges as well as the number of necessary collaborators make it hard to organize.
- A reserve fund is required for this project. The Gas Tax could provide funds for this project.
- This project include 3 different aspects:
 - Lots 165-166 owed by the Town (junk yard on Mackenzie Drive)
 - Lot 2142 owned by GNWT (junk yard in Industrial area under George Couturier's name)
 - Other properties in town that would contravene to the Property Standards by-law.
- The Property Standards by-law shall be reviewed.
- The Town shall show the example and follow its own rules.
- The Department of Lands, GNWT will do an inventory of lot 2142 in spring.
- The climate and the transportation restrictions must be part of the project management.
- Collaboration required with GNWT to optimise resources. Possibly with IORL too.
- Collaboration required with ENR for hazardous material
- Collaboration required with Public Works Management for disposal
- Collaboration required with contractors for assessments, demolition, disposal & remediation

Clean-up unsightly properties (2)

According to my analysis of the 2007 investigation report, the clean-up of lots 165-166 includes:

- Demolition of buildings:

- Phase 1: hazardous (removal of asbestos, lead based paint, thermostats (mercury), light ballasts (PCB) to be done in collaboration with ENR))

- Phase 2: construction waste (demolition and disposal to be done in collaboration with a contractor, the development officer and the landfill coordinator).

- Scrap metal:

- Phase 1: separate into 2 piles (heavy/light steel), cut in standard size and load in containers

- Phase 2: disposal (in collaboration with the Public Works Manager)

- Vehicles:

- Phase 1: drain from fluids (in collaboration with ENR)

- Phase 2: disposal (in collaboration with the Public Works Manager)

- Hydrocarbon:

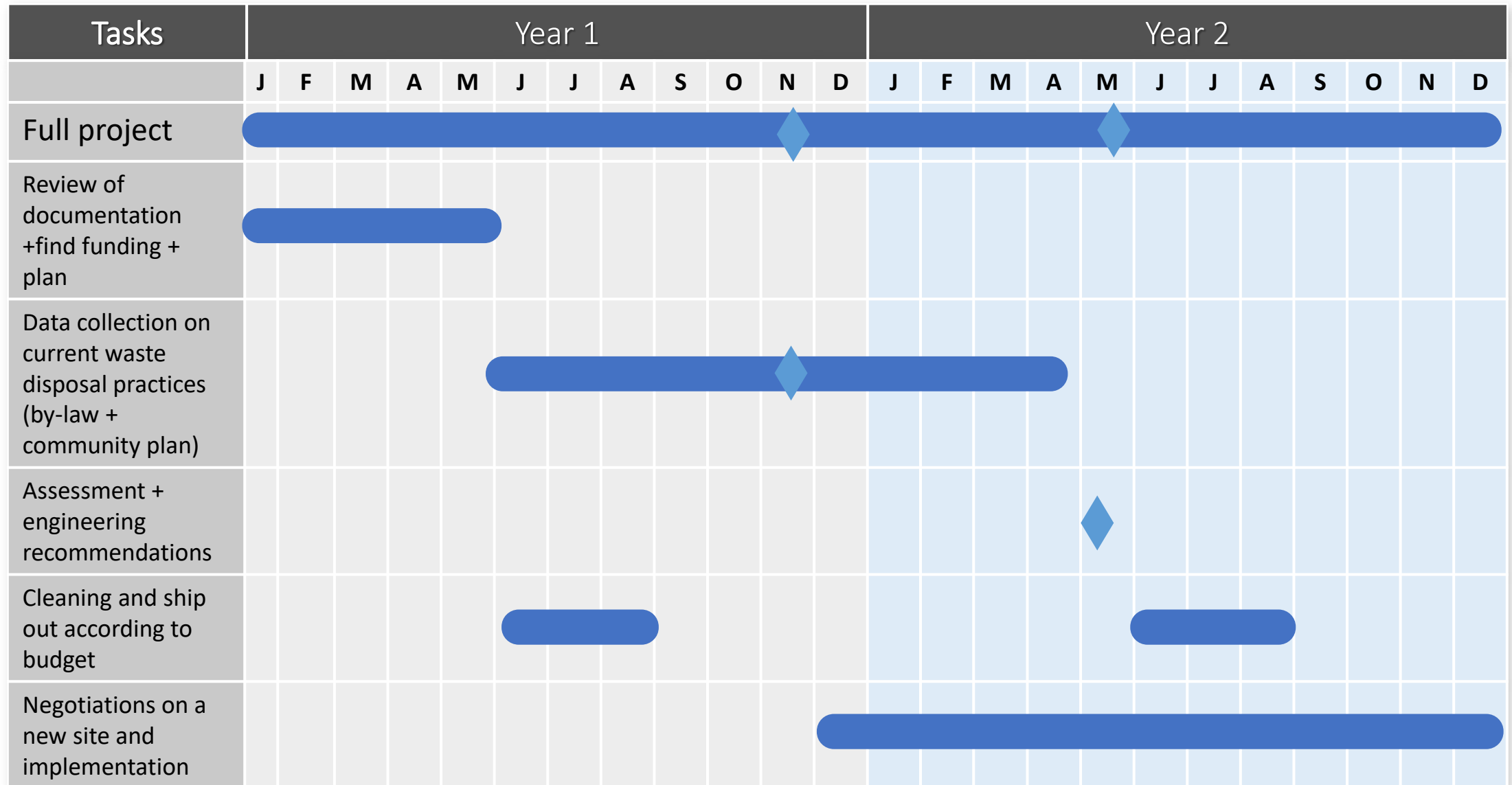
- Phase 1: Environmental site assessment for barrels and soil samples (collaboration with ENR and contractor)

- Phase 2: Remediation (in collaboration with ENR and contractor)

It seems to me that after the project planning period, we could start this year the phase 1 of the “Demolition of building” project combined with the phase 1 of the “Vehicles” project. We could also start the phase 1 or the “Scrap metal” project. It is essential to have a plan for this huge project.

Projects timeline (detailed)

Landfill remediation and implementation



Landfill remediation and implementation

The objective is to take actions for the actual landfill so that the Town leaves a clean site once it reaches capacity and starts an organized and safe landfill that answers the community's needs in terms of waste management.

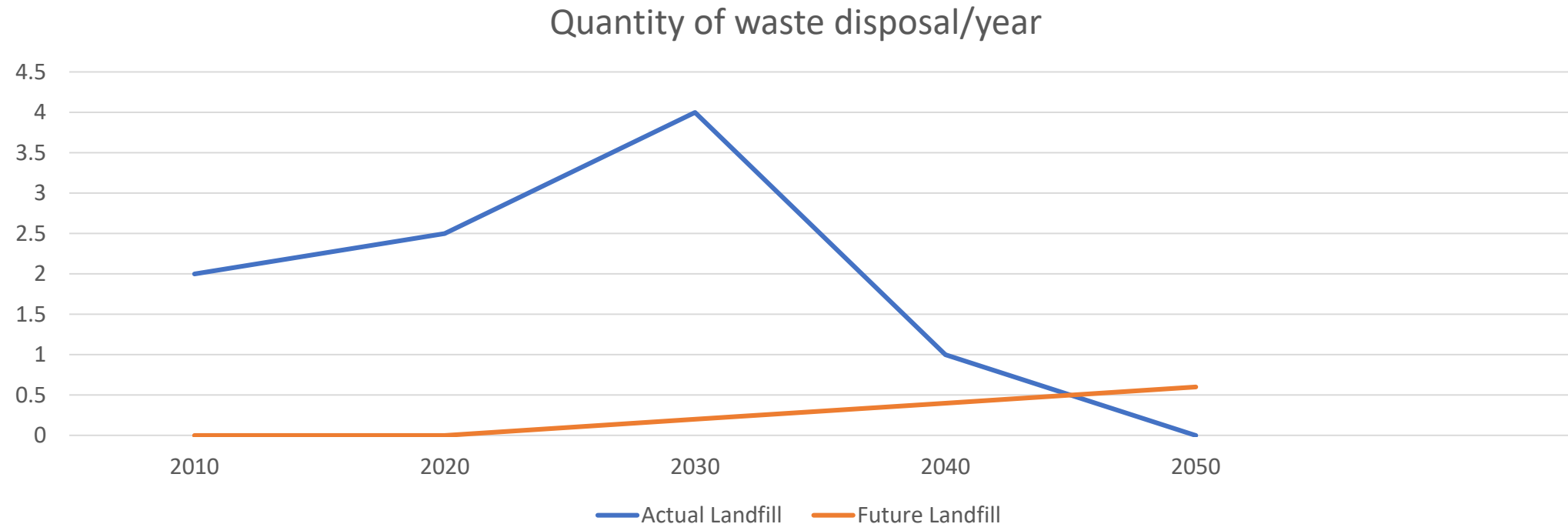
Purpose:

- The Solid Waste Management by-law and the Community Plan projects constitute a first step toward the landfill remediation and implementation project as it provides regulations and data.
- Engineering will permit to optimise the space in the actual landfill and to improve the waste management system in general (including public education, resources, technologies, costs, transportation, composting, recycling, diversion models, etc.) in order to reduce the amount of waste to be kept at the landfill in order to increase its life expectancy.
- Engineering will also permit to plan the implementation of a new landfill.
- A reserve fund is required for this project. The Gas Tax could provide funds for this project.
- The climate and the transportation restrictions must be part of the project management.
- Collaboration required with GNWT to find and negotiate a new site and remediate the soil. Possibly with IORL too.
- Collaboration required with ENR for hazardous waste

Landfill remediation and implementation (2)

Norman Wells is currently experiencing an economy transition. We are expecting the waste disposal to be very high in the next few years before dropping as per the remediation process because many properties need clean-up/maintenance and because the industrial waste requires more space and more processing.

If the new landfill really answers the needs in terms of waste disposal and that there is a good system in place to compact, compost, recycle, ship out, etc., the curve showing the quantity of waste being kept at the landfill should be a lot more linear and should take more time to reach capacity.



Conclusion

It is essential to have a plan for this huge project.

The “Solid Waste Management by-law” and the “Community Plan” projects constitute a first step.

Some tasks can also be achieved this year in the “Clean-up of unsightly properties” and the “Landfill remediation and implementation” projects.

This overall plan doesn't preclude the possibility to do other punctual actions according to some found opportunities such as collaborations, money surplus, the sale the scrap metal/tires that would avoid costs and reduce the timeline, etc. It is important to both seek these types of opportunities and plan with what we've got.

This project has waited for too long already.

TOWN OF NORMAN WELLS
BYLAW NO. 20-02
SOLID WASTE MANAGEMENT BY-LAW

BEING A BY-LAW OF THE MUNICIPAL CORPORATION OF THE TOWN OF NORMAN WELLS IN THE NORTHWEST TERRITORIES TO PROVIDE FOR THE MANAGEMENT OF THE SOLID WASTE COLLECTION AND DISPOSAL IN THE INTEREST OF THE HEALTH, SAFETY AND WELFARE OF THE NORMAN WELLS RESIDENTS AND PURSUANT TO THE PROVISIONS OF THE CITIES, TOWNS & VILLAGES ACT, S.N.W.T. 2003, c.22.

WHEREAS pursuant to section 58 of the *Cities, Towns and Villages Act*, a municipal corporation may, for a municipal purpose, establish, deliver and operate services, public utilities and facilities and in doing so shall, in a by-law:

- (a) set the terms and conditions applicable to users,
- (b) set reasonable rates or amounts of deposits, fees and other charges,
- (c) provide for charging and collecting deposits, fees and other charges,
- (d) provide criteria for when service will be discontinued or refused, and
- (e) provide for a right of entry onto private property to determine compliance with terms and conditions of use;

AND WHEREAS, pursuant to section 70 of the *Cities, Towns and Villages Act*, a council may make by-laws for municipal purposes respecting public utilities, programs, services, infrastructure and facilities provided or operated by, or on behalf of, the municipal corporation and the enforcement of by-laws;

AND WHEREAS, pursuant to section 72 of the *Cities, Towns and Villages Act*, a council may in a by-law, among other things:

- (a) regulate or prohibit activities,
- (b) deal with any activity or thing in different ways, divide each of them into classes and deal with each class in different ways,
- (c) provide for a system of licences, permits or approvals including any or all of the matters listed therein, and
- (d) provide remedies for the contravention of a by-law;

AND WHEREAS, pursuant to section 90 of the *Cities, Towns and Villages Act*, a council may, in a by-law respecting a public utility, provide for the prohibition or regulation of the discharge of substances and liquids into a waste management system;

AND WHEREAS, pursuant to s. 10 of the *Environmental Protection Act, R.S.N.W.T. 1988, c. E-7*, a municipal corporation may, by by-law prohibit or regulate the disposal of litter;

AND WHEREAS the Town of Norman Wells deems it desirable and in the public interest to establish, operate, maintain and levy fees for a solid waste management system in the Town of Norman Wells;

NOW, THEREFORE, the Council of the Town of Norman Wells, in a meeting duly assembled, enacts as follows:

PART 1 - INTERPRETATION

1. The purpose of this by-law is to establish rules to follow regarding the solid waste collection and disposal.
2. Schedule "A" is attached and forms part of this by-law.
3. Any Act, Regulation or By-law that is referred to in this by-law shall be interpreted as including any successor Act, Regulation or By-law.

CONFLICTS

4. Each provision of this By-law is independent of all other provisions. If a Court of competent jurisdiction declares any provisions of this by-law shall remain valid and enforceable, and the by-law shall be interpreted as such.
5. Nothing in this by-law relieves a person from complying with any federal or territorial law or regulation, other by-law or any other requirements of any lawful permit, order, consent or other direction.
6. Nothing in this By-law shall be deemed to nullify, amend, supersede or repeal any provisions of the bylaw(s) relating to fires or the provision of emergency services, but in the event of any conflict between such by-laws and this By-law, the provisions of this By-law shall be modified only to the extent necessary to give effect to the fire or other emergency response by-law(s); however the more stringent provisions shall be followed in any event.

SHORT TITLE

7. This By-law shall be known as "The Solid Waste Management By-law".

DEFINITIONS

8. In this by-law, unless the context otherwise requires

“Animal Waste” means all forms of waste from animals or the treatment of animals, and includes animal or human excrement, but does not include animal carcasses or parts, or disposable diapers or undergarments;

“Appliances” means any large household appliance including, but not limited to, refrigerators, freezers, stoves, dishwashers, bathtub, air conditioners, washing machines, clothes dryers and hot water heaters;

"Biomedical Waste" means medical waste that requires special handling and disposal because of environmental, aesthetic, and health and safety concerns as well as risks to human health and includes: (a) human anatomical waste, (b) infectious human waste, (c) infectious animal waste, (d) microbiological waste, (e) blood and body fluid waste, and (f) medical sharps such as needles, syringes, blades, or other clinical or laboratory materials capable of causing punctures or cuts;

“Bulky waste” means all solid waste that exceeds the size or weight restrictions for the regular collection process;

“Child” means a person sixteen (16) years of age or younger;

“Commercial Waste” means all solid waste generated by a commercial premise except for special and unaccepted waste;

"Construction Site" means the location where building erection, renovation, demolition or work is being performed, and/or a location where surface or subsurface pipe work or mechanical work is being performed on any landscape or building where changes are being undertaken by anyone, or a location where excavations are being performed;

"Construction Waste" means any form of solid waste material including wood product, concrete, steel, iron, miscellaneous metals, gypsum product, clay product, non-contaminated soil or other granular fill, plastics and insulation that is generated at a construction site, but does not include hazardous waste;

"Council" means the Council of the Town of Norman Wells;

“Development Officer” means a person employed by the Town of Norman Wells and appointed by Council to administer the Zoning By-law, receive and process all applications for development permits.

“General Medical Waste” means non-hazardous medical waste and includes soiled dressings, sponges, surgery drapes, lavage tubes, casts, catheters, disposable pads, disposable gloves, specimen containers, lab coats and aprons, tubings, filters, towels and disposable sheets, but does not include biomedical waste;

"Fees" means the fees levied and collected by the Town of Norman Wells, for solid waste deposited at the Solid Waste Disposal Facility;

“Finance Department” means the Department of Finance of the Town of Norman Wells.

“Generator” means the owner or person in charge, management or control of a waste or a facility that generates waste.

"Hazardous Waste" means any solid waste presenting an actual or potential danger to human health and safety or to other living organisms in the environment, including, but not limited to asbestos, batteries, anti-freeze/glycol, used oil, vehicles, waste fuel, drums, paint, compressed gas cylinders, mercury-containing equipment, ozone-depleting substances, any materials requiring placards or labels as identified by Transport Canada under the Transportation of Dangerous Goods Regulations or that is otherwise regulated by the Federal and/or Territorial Governments;

“Household Waste” means all solid waste generated by residential premises except for special waste;

"Householder" means the occupant of residential premises, and where such premises are unoccupied or are within an apartment house means the owner, manager or caretaker thereof, but does not include a boarder, roomer or lodger nor the occupant of an apartment house;

“Industrial waste” means all solid waste except for special and unaccepted waste generated by any enterprise involved with manufacturing, fabricating, processing including commercial or institutional operations.

“Institutional waste” means all solid waste generated by an institutional premise except for special and unaccepted waste;

“Limited size” means the size of the transfer station bins.

“Norman Wells Weigh Scale” means the weigh scale operated by the Town of Norman Wells and located on the “Quarry Road”.

“On-site” means the Solid Waste Disposal Facility including the transfer station;

“Oversized Load” means a quantity of waste that exceeds one truck load;

"Owner" means the holder of title to a piece of property;

“Person” means an individual human being or a corporation and includes a partnership, society, and an association or a group of persons acting in concert unless the context explicitly or by necessary implication otherwise requires;

“Public Works Manager” means a person employed by the Town of Norman Wells and designated by the Senior Administrative Officer to carry out specific duties about solid waste management including but not limited to planning and development, regulatory compliance, public communication, staffing, safety measures;

"Recyclables" means types of solid waste that can be processed and used again designated for disposal at a recycling depot or at designated areas of the Solid Waste Disposal Facility;

"Salvageable waste" means reusable solid waste that has been deposited at designated areas of the Solid Waste Disposal Facility;

"Senior Administrative Officer" means the Senior Administrative Officer of the Town of Norman Wells, appointed pursuant to the Cities, Towns and Villages Act, or his or her designate;

“Solid Waste” includes any matter or material that is discarded, or is intended to be discarded;

“Solid Waste Disposal Facility contractor” means the person (or persons) who has an existing legal right granted by the Town of Norman Wells for the spreading, compacting and covering of the designated waste at the Solid Waste Disposal Facility as well as any other operations related to the solid waste disposal as per the contract;

“Solid waste collection contractor” means the person (or persons) who has an existing legal right granted by the Town of Norman Wells for the collection from the designated bins and the transportation to the Solid Waste Disposal Facility as well as any other operations related to the solid waste collection as per the contract;

“Solid Waste Disposal Facility operator” means a person employed by the Town of Norman Wells and designated by the Public Works Manager to carry out specific duties at the Solid Waste Disposal Facility including but not limited to gate operations, scale operations, vehicle spotting and waste screening, site maintenance, drainage operations, equipment operations, regulatory compliance, administrative duties, safety measures;

“Solid Waste Disposal Facility” means the Town of Norman Wells’ facility, or facilities, designated by the Town of Norman Wells for the disposal of solid waste;

“Special Waste” means: (a) animal carcasses including parts; (b) animal waste; (c) appliances; (d) asbestos; (e) bulky waste; (f) construction waste; (g) furniture; (h) general medical waste; (i) non-contaminated soil; (j) salvageable waste; (k) scrap steel and metal; (l) tree branches, stumps, roots and logs; (m) vehicles and vehicle parts including tires; (n) yard waste; and includes any other solid waste that requires special handling as designated by the Public Works Manager from time to time and/or the payment of specified tipping fees as set out in Schedule “A”.

“Tag” means the receipt provided by the Town of Norman Wells on the payment of the fees.

“Transfer station” means the designated bins located at the front of the Solid Waste Disposal Facility.

“Town” means the Town of Norman Wells a municipal corporation in the Northwest Territories, and includes the area contained within the boundaries of the Town of Norman Wells where the context requires;

“Truck Load” means a quantity of waste that can be transported in a regular pick-up truck;

“Unaccepted Waste” means waste that is not accepted for disposal at the Solid Waste Disposal Facility: (a) biomedical waste; (b) hazardous waste excepting asbestos and vehicles; (c) recyclables waste designated for disposal at a recycling depot; (d) contaminated soil;

“Vehicle operator” means any person in charge of transporting waste at the Solid Waste Disposal Facility;

"Vehicles" shall include all registered or unregistered motorized vehicles and any type of water or aircraft whether or not they remain capable of being operated either on a road or offroad, a water way or in the air;

"Yard Waste" means waste from gardening or horticultural activities and includes grass clippings or cuttings, shrubbery, and hedge prunings (excluding tree branches, stumps, roots and logs) leaves, and weeds, but does not include peels, rinds or other organic material produced as a result of food preparation.

PART 2 – GENERAL PROVISIONS

DUTIES AND AUTHORITIES

1. The Public Works Manager has the authority to:
 - (a) enforce this by-law; (b) inspect the waste and determine if it meets the criteria; (c) require testing and sampling, (d) refuse the disposal, (e) deny the use of the Solid Waste Disposal Facility for non-compliance, (f) direct the different operators, (g) evaluate and certify a request for disposal that is not dealt with in this by-law, (h) specify a time schedule and pre-disposal conditions, (i) designate public and restricted areas, (j) make any rule or regulation.
2. The Solid Waste Disposal Facility operator is deemed to be the designate of the Public Works Manager for the purposes of the access, supervision and control of the Solid Waste Disposal Facility, including conducting inspections, providing directions and keeping records of the amount and type of waste being disposed of.

WASTE COLLECTION

3. The householder shall dispose of the household waste in the designated bins.
4. The generator of commercial, industrial and institutional waste shall dispose of this type of waste in the designated bins.
5. No person shall dispose of special and unaccepted waste in the designated bins.
6. The Solid waste collection operator shall collect the waste on a determined schedule.
7. The Solid waste collection operator shall keep the household waste apart from the commercial, industrial and institutional waste.

8. The Solid waste collection operator shall advise the Public Works Manager if a special or unaccepted waste is identified in a bin.

WASTE TRANSPORTATION

9. Any vehicle operator shall break down any structure prior to the disposal at the Solid Waste Disposal Facility.
10. Any vehicle operator shall prevent the waste from dropping, spilling or blowing off during the transportation.
11. The generator of special waste is responsible to transport the waste at the Solid Waste Disposal Facility.
12. The generator of unaccepted waste is responsible to communicate with the Environment and Natural Resources Department of the Government of the Northwest Territories and to dispose of the waste at a registered disposal facility.
13. Any vehicle operator shall segregate special waste so that one truck load contains only one type of special waste.
14. The Solid waste collection operator shall stop at the weigh scale on the way to the Solid Waste Disposal Facility and once the disposal is completed.

FEES AND CHARGES

15. Any vehicle operator shall pay the fees and charges applicable described in Schedule "A".
16. Any vehicle operator shall pay the Regular fee at the Town Office prior to the disposal.
17. The Solid waste collection operator is exempted of the fees as per the contract.
18. The purpose of the fees is to cover the basic disposal costs (waste collection, push, compacting, etc.).
19. The fee to dispose of construction waste from outside community shall be paid prior to the disposal.

20. When a disposal requires additional fees and charges as per this by-law, the Solid Waste Disposal Facility operator will issue a ticket, provide a copy to the Finance Department which will issue the invoice to be sent to the vehicle operator.

SPECIAL WASTE

21. Animal waste and animal carcasses shall be buried upon arrival. Any person, including the Environment and Natural Resources Department of the Government of the Northwest Territories is responsible to contact the Town to set up a time for the disposal.
22. Freon must be removed from every appliance being disposed of at the Solid Waste Disposal Facility.
23. Every fluid must be removed from vehicles being disposed of at the Solid Waste Disposal Facility.
24. Any person carrying out the construction, alteration or demolition of a property or premise shall:
- contact the Development Officer to inquire if a permit is necessary;
 - separate by like type, in order to be deposited in specific locations within the Solid Waste Disposal Facility;
 - provide the proof of hazardous waste clearance or follow the process for asbestos disposal;
 - contact the Solid Waste Disposal operator to set a time to weight the waste at the scale;
 - pay the required fees (may include push and compacting).
25. Asbestos disposal requires a specific process. Any person carrying out material containing asbestos shall:
- contact the Public Works Manager and the Environment and Natural Resources Department of the Government of the Northwest Territories
 - pay the required fees (may include push and compacting).

ON-SITE REGULATIONS

26. Any person utilizing the Solid Waste Disposal Facility shall obey all signs, posted regulations and directions of the Public Works Manager and the Solid Waste Disposal Facility operator.

27. The transfer station shall be accessible at all time.
28. No person shall dispose of unaccepted waste or special waste in the transfer station except household waste, yard waste and limited size steel and scrap metal.
29. No person other than the Public Works Manager, the Solid Waste Disposal Facility operator and any person designated by the Public Works Manager, shall dispose of solid waste at the Solid Waste Disposal Facility or access the Solid Waste Disposal Facility except the transfer station and during the posted normal hours of operation and anyone that fails to do so is guilty of an offence.
30. No person shall dispose of unaccepted waste at the Solid Waste Disposal Facility.
31. Any vehicle operator is responsible to show their valid tag to the Solid Waste Disposal operator and failing to do so may result in refusal of the disposal.
32. The Solid Waste Disposal Facility operator is responsible to collect the information on the tag from any vehicle operator for the payment of the regular fee and screen the load for the purpose of ensuring compliance with the provisions of this by-law as well as provide directions before providing access to the Solid Waste Disposal Facility.
33. Salvageable waste shall be separated in order to be deposited in specific designated locations within the Solid Waste Disposal Facility.
34. Any person may retrieve salvageable materials at their own risk and expense, during the hours of operation at the Solid Waste Disposal Facility;
35. The Town does not provide an express or implied warranty as to the fitness of salvages materials for a specific or any purpose.
36. The Solid Waste Disposal Facility operator may request information regarding the nature and the source of the load and may request that the vehicle operator sign a statement confirming the accuracy of the information given.
37. No person shall supply false or misleading information or make inaccurate or untrue statements in any document or information required to be supplied to the Public Works Manager or the Solid Waste Disposal Facility operator.

38. No person shall smoke at the Solid Waste Disposal Facility and anyone that fails to do so is both guilty of an offence and may be directed to leave the Solid Waste Disposal Facility.
39. Every person that accesses the Solid Waste Disposal Facility and is accompanied by a child shall provide direct supervision for that child, and anyone that fails to do so is both guilty of an offence and may be directed to leave the Solid Waste Disposal Facility.
40. Any person using the Solid Waste Disposal Facility shall do so at their own risk, and neither the Town nor its Council, officers or employees shall be liable for any claims for damages for injury or damage to any persons or property arising from the operation of the solid waste management system.

ENFORCEMENT

41. No person shall fail to comply with this by-law or with the order or direction of the Public Works Manager or the Solid Waste Disposal Facility operator.
42. The responsibility for proper waste management rests with the vehicle operator and should be considered part of the cost of doing business.
43. Any person that contravenes any provision of this Bylaw by:
 - (a) doing any act or thing that the person is prohibited from doing, or
 - (b) failing to do any act or thing the person is required to do,will receive a violation ticket and will be charged fines as per Schedule "A" as the person is guilty of an offence, and any offence created pursuant to this By-law shall be considered to be a strict liability offence.
44. Charges may include the cost incurred by the Town to properly dispose of an unauthorized disposal.
45. All fees and charges payable by a person under this by-law are a debt owing to the Town and may be recovered from a person in default by civil action for debt.
46. The Town may suspend acceptance of solid waste loads from any person with outstanding fees or charges.
47. Whenever there are fines, fees or charges payable pursuant to this By-law are outstanding at the end of the Town's financial year, the debt may be recovered by

charging it against the real property of which the person is the assessed owner in the same manner as arrears of property taxes under the Property Assessment and Taxation Act.

48. Whenever there are fines, fees or charges payable pursuant to this By-law and there is more than one owner of the property to which they apply, each shall be jointly and severally liable for their payment.
49. Whenever a person with outstanding fines, fees or charges doesn't own a property in Norman Wells, the person is liable on summary conviction as per the Summary Conviction Procedures Act:
 - (a) in the case of a corporation, to a fine not exceeding \$1,000; or
 - (b) in the case of an individual, to a fine not exceeding \$700, or to imprisonment for a term of not more than thirty (30) days in default of payment.

APPEAL

50. A person claiming to be affected by a decision of the Solid Waste Disposal Facility operator or the Public Works Manager made under this by-law may appeal to Council by serving written notice of appeal within:
 - (a) 14 days after the disposal is approved or refused or the violation ticket is issued.
 - (b) A further time, not exceeding an additional 14 days, that the Council considers appropriate for "just cause".
51. Council shall:
 - (a) hold a public hearing within thirty (30) days from the receipt of the notice of appeal;
 - (b) By registered mail and/or personal delivery ensure that at least seven (7) days notice of the hearing is given to the appellants and all other persons who, in the opinion of Council, may be affected; and
 - (c) Consider each appeal, having due regard for the circumstances and merits of its case and according to the purpose, scope and intent of the Solid Waste Management by-law.
52. Council shall hear the Solid Waste Disposal operator and/or the Public Works Manager and any person who may contribute to a full and proper hearing.

53. Council may confirm, revoke, or vary the decision under appeal and may impose any conditions or limitations as it sees fit.

54. Council shall render its decision in writing to the appellant within fourteen (14) days from the date the appeal hearing is held.

55. A decision of Council is final and binding on all parties.

PART 3 - ADMINISTRATION

EFFECTIVE DATE

This By-Law come shall come into effect upon the third and final reading thereof and shall remain in effect until amended or repealed.

Read a first time this _____.

Mayor

Senior Administrative Officer

Read a second time this _____.

Mayor

Senior Administrative Officer

Read a third time and finally passed this _____.

Mayor

Senior Administrative Officer

It is hereby certified that this By-Law No. ... has been made in accordance with the requirement of the Cities, Towns and Villages Act and the By-laws of the Town of Norman Wells.

Senior Administrative Officer

SCHEDULE "A"

Norman Wells landfill hours of operation:

Tuesday to Friday: 7:00AM to 5:00PM

Saturday: 10:00AM to 5:00PM

Wednesday: 5:00PM to 9:00PM

Fees:

- Regular fee: \$10 per truck load
- Oversized load: \$100 per tonne
- Construction waste within the community: \$100 per tonne
- Construction waste from outside community: \$300 per tonne
- Hazardous waste: between \$200 and \$1000, to be determined upon the severity and volume of waste.

Fines:

- Unauthorized disposal. \$300
- Accessing or disposing of waste outside posted hours of operation. \$300
- Failure to comply with the order or direction of the landfill operator. \$300
- Providing false or misleading information. \$200
- Doing any other act or thing that the person is prohibited from doing or failing to do any act or thing that the person is required to do. \$100

An additional 25% administrative fee applies to any fine.