

**The Corporation of the
Municipality of Trent Lakes**

By-law No B2016-049

**A By-law to Prohibit the Dumping or Depositing of
Litter on Municipal Lands and Roads Within the
Municipality of Trent Lakes**

Whereas the *Municipal Act, 2001*, S.O. 2001, c. 25. provides authority to councils of municipalities to pass by-laws to prohibit the dumping or depositing of refuse or debris on land or roads;

Now therefore the Council of The Corporation of the Municipality of Trent Lakes enacts as follows:

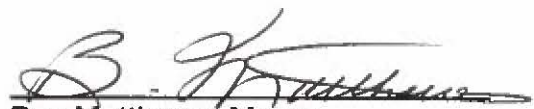
Definitions and Interpretation

1. In this By-law:
 - (a) **“By-law”** means this by-law, as it may be amended from time to time. The Recitals to, and the Schedules attached to this by-law are considered integral parts of it.
 - (b) **“Land”** Includes any ground, yard, lot or other real property whether or not occupied by a building or structure.
 - (c) **“Council”** means the municipal council for the Municipality.
 - (d) **“Deposit”** Includes drop, throw, dump or randomly place or store or otherwise dispose of.
 - (e) **“Highway”** includes a common and public highway, street, avenue, parkway, driveway, square, place, bridge, viaduct or trestle, any part of which is intended for or used by the general public for the passage of vehicles and includes the area between the lateral property lines thereof.
 - (f) **“Litter”** Shall mean debris, rubbish, filth, refuse, garbage, or waste matter of any kind and without the generality of the foregoing shall include animal carcasses and droppings, ashes, bottles, cans, cartons, construction materials, discarded appliances, clothing, furniture and household effects, inoperative mechanical equipment, kitchen wastes, lumber, packing materials, paper, soil, soot, tree trimmings and pruning's, garden waste, stumps, branches, automobile tires, used oil, automobile parts, snow, snow, ice and slush.
 - (g) **“Municipal Roads”** Includes any road, bridge, street, land and such parts thereof commonly known as roadways, curbs, ditches, sidewalks, median strips, boulevards, islands and associated sewer, catch basin, water courses and retaining walls.
 - (h) **“Municipal Facility”** means any property owned by the Municipality that is not a highway.
 - (i) **“Municipal Law Enforcement Officer”** is a person duly appointed within the Municipality's administration to enforce the by-law of the Municipality, and includes the Licensing Officer.
 - (j) **“Municipality, Municipality of Trent Lakes, or Trent Lakes”** means the Corporation of the Municipality of Trent Lakes and includes its entire geographic area.
 - (k) **“Provincial Offences Officer”** Shall mean a person who appointed by council to enforce and lay a charge when this by law is contravened.
2. This By-law affects all lands located within the municipality boundaries with the exception of provincial and federal lands.

3. No person shall deposit or cause to be deposited or permit to be deposited any litter on privately owned land within the municipality.
4. No person shall deposit or cause to be deposited any litter on any roads within the municipality.
5. No person shall deposit or cause to be deposited litter on lands owned by the municipality except at a waste disposal sites operated by the Municipality of Trent Lakes.
6. None of the provisions of this by-law apply to the following.
 - (a) Where, in the course of using land for activities carried on in the field of general agriculture and in areas zoned for that purpose, a person deposits sewer waste as fertilizer, manure, straw, grass clippings or any other plant debris commonly used as compost material.
 - (b) Where in the course of engaging in home composting, a person deposits grass, tree trimmings and pruning's, garden waste and other vegetable matter in a home composter.
 - (c) Where, during the course of construction on a property, construction materials are stored on that property.
7. This By-law shall be enforced by a Police Officer, Cadet, Municipal Enforcement Officer, Provincial Offences Officer, By-law Officer or any other person appointed by the council of the Municipality of Trent Lakes.
8. Any person who violates any provision of this By-law is guilty of an offence and shall be liable to a fine in accordance to Schedule "A" forming part and hereto attached to this By-law.
9. This By-law shall come into full force and effect upon the date of passage hereof.

Read a first and second time this 19th day of April, 2016.

Read a third and final time this 19th day of April, 2016.


Bev Matthews, Mayor


Kari Stevenson, Acting Clerk

Schedule "A" to By-law B2016-049**Part 1 Provincial Offences Act****Short Form Wording and Set Fines**

ITEM	Column 1 SHORT FORM WORDING	Column 2 OFFENCE SECTION	Column 3 SET FINE
1	Litter on Municipal property	5	\$300.00
2	Permit littering on Municipal Lands	5	\$300.00
3	Litter on Municipal roads	4	\$300.00
4	Permit littering on Municipal roads	4	\$300.00
5	Permit littering on private property	3	\$300.00

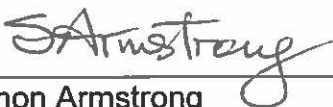
"Every person who contravenes any provisions of this by-law is guilty of an offence and on conviction is liable to a fine as provided for in the *Provincial Offences Act, R.S.O 1990, c. P. 33*"

PROVINCIAL OFFENCES ACT

PART I

IT IS ORDERED pursuant to the provisions of the *Provincial Offences Act* and the rules for the Ontario Court of Justice that the amount set opposite each of the offences in the attached schedule of offences under the Provincial Statutes and Regulations thereunder and Municipal By-Law B2016-049 for the Municipality of Trent Lakes, Peterborough County attached hereto is the set fine for those offences. This Order is to take effect May 18, 2016.

DATED at Newmarket this 18th
day of May, 2016.



Simon Armstrong
Regional Senior Justice
Central East Region

Schedule "A" to Bylaw B2016-049: **Dumping/Depositing Litter**

Municipality of Trent Lakes

Part 1 Provincial Offences Act

Short Form Wording and Set Fines

ITEM	Column 1 SHORT FORM WORDING	Column 2 Provisions creating or defining offence	Column 3 SET FINE
1	Litter on Municipal property	5	\$300.00
2	Permit littering on Municipal Lands	5	\$300.00
3	Litter on Municipal roads	4	\$300.00
4	Permit littering on Municipal roads	4	\$300.00
5	Permit littering on private property	3	\$300.00

Note: the general penalty provisions for the offences listed above is section 8 of bylaw B2016-049, a certified copy of which has been filed and 61 of the Provincial Offences Act, R.S.O. 1990, c. P. 33