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Corporation of the Township of Black River - Matheson  
429 Park Lane  
P.O. Box 601  
Matheson, Ontario  
POK 1N0

**RESOLUTION**

DATE: January 7, 2019

NO: 2019 - \_\_\_\_\_

**MOVED BY:**

Councillor Dubien	Councillor Gibson	Councillor Cumming
Councillor De Marchi	Councillor Charlebois	Councillor Riach

**SECONDED BY:**

Councillor Dubien	Councillor Gibson	Councillor Cumming
Councillor De Marchi	Councillor Charlebois	Councillor Riach

THAT By-law No.2019-04, being a By-law to amend By-law 37-2012, to establish a system for the collection, removal and disposal of non-hazardous solid waste and recyclable material to be read a first, second and third time and finally passed this 7th day of January, 2019.

CARRIED                       DEFEATED

\_\_\_\_\_  
**MAYOR'S SIGNATURE**

**Recorded Vote-TO BE COMPLETED BY CLERK ONLY**

	YEAS	NAYS
Councillor Dubien		
Councillor Gibson		
Councillor Cumming		
Councillor De Marchi		
Councillor Charlebois		
Councillor Riach		
Mayor Laderoute		

**X**

\_\_\_\_\_  
Cassandra Child  
Clerk

**THE CORPORATION OF THE TOWNSHIP OF BLACK RIVER-MATHESON**

**BY-LAW NO. 2019-04**

**BEING A BY-LAW TO AMEND BY-LAW 37-2012, OF THE CORPORATION OF THE TOWNSHIP OF BLACK RIVER-MATHESON**

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**WHEREAS** the Council of the Corporation of the Township of Black River-Matheson is desirous of amending Bylaw 37-2012, being a by-law to establish a system for the collection, removal and disposal of non-hazardous solid waste and recyclable material.

**NOW THEREFORE** the Council of the Corporation of the Township of Black River-Matheson **ENACTS AS FOLLOWS:**

1. That the definition of Bag Tag found in Section 2 of By-law 37-2012 is hereby removed from this section.
2. That Sub-Section 4.4(g) of By-law 37-2012 is hereby replaced with:  
"Pay the pre-set tipping fee for each load".
3. That Section 7 of By-law 37-2012 be replaced with:

**7. FREE LOAD TICKETS**

Every Resident of the Corporation who is entitled to enter any of the waste disposal sites for the purpose of disposing their waste will receive two (2) tags which will permit two (2) free loads to be used anytime throughout the year. These tags shall permit loads up to a one (1) ton truck with a 4 foot by 8-foot box. A trailer shall be considered a separate load with a maximum size of the trailer being 4 feet by 8 feet. Any trailer larger than 4 feet by 8 feet up to and including 8 feet by 16 feet shall require two (2) tags. These tags shall expire on the 1<sup>st</sup> of December of each year.

This by-law shall come into force and take effect on the date of the final passing thereof.

READ A FIRST AND SECOND TIME, READ A THIRD TIME AND FINALLY PASSED  
THIS 7th DAY OF January, 2019.

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MAYOR

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CLERK

THE CORPORATION OF THE TOWNSHIP OF BLACK RIVER-MATHESON

BY-LAW NO. NO. 37-2012

BEING A BY-LAW TO ESTABLISH A SYSTEM FOR THE COLLECTION,  
REMOVAL AND DISPOSAL OF NON-HAZARDOUS SOLID WASTE AND  
RECYCLABLE MATERIAL

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WHEREAS the Municipal Act, S.O. 2001 C.25, Section 391 authorizes a municipality to impose fees or charges on persons for services or activities.

AND WHEREAS the Municipality sees the benefit of waste diversion and encourages and promotes recycling;

NOW THEREFORE, the Council of the Corporation of the Township of Black River-Matheson ENACTS AS FOLLOWS:

1. TITLE

This By-law shall be known as the "Waste Management By-law".

2. DEFINITIONS

- ARTICLE shall mean any other type of waste, other than recyclable material, which is brought to the waste disposal area.
- ASHES shall mean the incombustible residue of any fuel that has been burned and shall include soot and other chimney deposits.
- BAG TAG shall mean the adhesive tag provided by the Corporation to persons who place waste and other garbage out for collection or bring to the landfill site in accordance with the provisions of this by-law.
- BOXBOARD shall mean non-corrugated cardboard.
- BRUSH shall include tree limbs, branches, shrubs and twigs.
- BUNDLE shall mean and include all waste and/or recyclable material that will not readily fit into a receptacle or garbage bag, as set out in sections 5.2, 5.3 and 12.1, of similar size and composition securely tied together having a dimension no greater than 1 meter (3.2 feet) by 0.75 meters (2.5 feet) by 0.75 meters (2.5 feet) and not exceeding 22 kilograms (48.5 pounds) in weight or unless otherwise stated in this by-law. "Blue boxes" shall have a corresponding meaning.
- COLLECTION shall mean the activity of removing waste or recyclable material from premises within the Corporation by employees of the municipality or persons or contractor under contract with the Corporation.

- **COLLECTION DATE** means the scheduled date for the collection of waste or recyclable material as determined or revised by the Director from time to time.
- **COLLECTION POINT** means a location approved by the Director where waste and recyclable material can be placed for collection.
- **COMMERCIAL CONTAINER** means a container manufactured and intended for the bulk disposal of garbage and waste.
- **COMMERCIAL WASTE** shall mean the waste matter resulting from the operation and maintenance of a business.
- **CONSTRUCTION MATERIAL** shall include pieces of plaster, lumber, broken concrete, excavated material, wall board, siding, shingles or any other material resulting from the construction, alteration, repair, demolition or removal of any building or structure, including a fence.
- **CONTRACTOR** means the person, persons, firm or corporation appointed by Council for the collection and disposal of waste or recyclable material and the operation of the Corporation's landfill sites.
- **CORPORATION** means the Township of Black River-Matheson.
- **CORRUGATED CARDBOARD** shall mean and include all material made from corrugated paper, excluding wax-coated cardboard.
- **COUNCIL** means the Municipal Council for the Corporation of the Township of Black River-Matheson.
- **DIRECTOR** means the Director of Works and Operations for the Corporation of the Township of Black River-Matheson.
- **DWELLING** means any building or other structure occupied or used as a place of residence with its own sleeping, cooking, eating and sanitary facilities for persons. This includes a single family dwelling, multi-residential building (apartment building), tenement or other multiple dwelling.
- **ELECTRONIC WASTE** shall mean computers, palm pilots, laptops, telecommunication boards, printers, printer ink cartridges, computer chips, cases, hard drives, power supply units, servers, cellular phones (without batteries), VCR's, televisions, DVD players, stereos, all electrical wire, GPS's.
- **GARBAGE** includes non-hazardous material such as all kitchen and table waste, of animal or vegetable origin, resulting from the preparation of food in a dwelling.

- **HOUSEHOLDER** means any owner, occupant, lessee, tenant, or other person in charge of any dwelling, hotel, restaurant, apartment house, office, building, public institution or other premises.
- **HOUSEHOLD REFUSE (DOMESTIC WASTE)** includes non-hazardous material such as garbage, rubbish, discarded materials, clothing, waste paper, broken crockery and glassware, empty bottles, can, food containers, and such other articles as would normally accumulate at a dwelling and shall not include household trash.
- **HOUSEHOLD TRASH** includes weighty or bulky articles such as white goods, furnaces, bed springs, mattresses, furniture, boxes, barrels, water and fuel tanks, used Christmas trees and any other discarded materials which would normally accumulate at a dwelling and which are not included in household refuse, but shall not include bodies of automobiles, large parts of automobiles, animal carcasses, trees (with exception of used Christmas trees), tree stumps, or trade waste of any trash accumulated from a place of business.
- **LANDFILL SITE or WASTE DISPOSAL AREA** means an area designated as the place where a person or persons can dispose of waste, recyclable material or garbage.
- **LANDLORD** shall mean a person who rents, leases land, buildings or dwellings to other persons.
- **LIFT** means a receptacle or bundle set out for collection containing specified waste. All singular items placed for collection shall constitute as one lift.
- **MANUFACTURERS OR TRADE WASTE** means any abandoned, condemned or rejected product or by-product or the waste from any product or by-product used by a manufacturer, builder or contractor in the operation of a business or trade, including but not limited too scrap metal and motor vehicle parts from garages and service stations.
- **MUNICIPAL LAW ENFORCEMENT OFFICER** means the person appointed by the Council of the Corporation of the Township of Black River-Matheson for the purposes of enforcing municipal by-laws.
- **PERSON** shall include an individual, a partnership, business or corporation to whom or to which the context can apply.
- **RECEPTACLE** means metal, plastic or other suitable watertight containers with exterior handles manufactured for waste disposal being wider at the top than at the bottom. Can also be called a garbage can.
- **RECYCLABLE MATERIAL** means any material designated by the Director prescribed in Schedule "A".

- **RECYCLING CONTAINER** shall mean a container designed for the collection of recyclable materials.
- **SCAVENGING** shall mean the unauthorized removal by a person other than the Corporation or its agent of waste, recyclable material or other garbage that has been set out for collection, or the unauthorized removal of waste, recyclable material or other garbage from in, around or among the Corporation's Landfill Sites.
- **SCRAP METAL** shall include but not be limited to box springs, metal lawn furniture, bicycles, barbecues and auto parts.
- **SINGLE ITEMS** shall include furniture, mattresses, box springs, etc.
- **STREET** shall include a common and public highway, road, avenue, street, lane, square, thoroughfare, bridge, viaduct or trestle designed and intended for, or used by the general public for the passage of vehicles.
- **TIPPING FEE** means a fee levied by the Corporation at the landfill sites for disposable waste as defined by by-law.
- **TRANSIENT WASTE** shall mean any waste, refuse or garbage carried into the Corporation from outside its boundaries by any person.
- **WASTE** shall include garbage, household refuse, and non-recyclable materials.
- **WHITE GOODS** shall mean household appliances including but not limited to refrigerators, freezers, hot water tanks, air conditioners, dehumidifiers, humidifiers, microwaves, stoves, dishwashers, washers and dryers. Any appliances which use freon must have said freon removed by an authorized handler and a verification tag attached.
- **UNCOLLECTIBLE WASTE** shall mean any waste or refuse other than garbage, household refuse or commercial waste, and notwithstanding and without restricting the generality of the foregoing shall include:
  - ❖ Construction material, sawdust and/or shavings
  - ❖ Celluloid cuttings, moving picture films
  - ❖ Dangerous materials or substances such as poisons, insecticides, herbicides, acids, caustics, infected material or any other material or substance which may cause environmental problems
  - ❖ Hay, straw, brush, yard waste, or animal excrement
  - ❖ Household trash
  - ❖ Manufacturers or trade waste
  - ❖ Natural soils, earth, sand, clay, gravel, loam, stones or any similar excavated material unless approved by the Director
  - ❖ Tires, batteries, used oil or gasoline containers, used oil, oil soaked rags any liquid waste

- ❖ Transient waste
  - ❖ Ashes
  - ❖ White goods
  - ❖ Carcass of any animal or fowl
  - ❖ Any material which has become frozen to the receptacle and cannot be removed by shaking
  - ❖ Waste that will not readily fit into receptacles and not placed as a bundle.
- YARD WASTE shall include garden trimmings, leaves, trees, grass cuttings, hedge clippings, etc.

### 3. ADMINISTRATION

- 3.1 The Corporation shall operate a system for the collection, removal and disposal of waste, garbage, household refuse, commercial waste during its regular collections in accordance with the provisions of this by-law
- 3.2 Waste, garbage, household refuse and commercial waste shall be collected by the Corporation from each dwelling, building or premises entitled to such service in accordance with the provisions of this by-law. However, if by reason of extraordinary weather conditions or any other emergency, the collection cannot be made, there shall be no liability upon the Corporation or any of its officers or servants.
- 3.3 It shall be the duty of the Director and/or the By-law Enforcement Officer or their designate to administer and enforce the provisions of this by-law.

### 4. WASTE DISPOSAL AREA

- 4.1 The Corporation shall operate landfill sites within the Corporation. The Corporation may, at its discretion, determine the hours of operation for each of the landfill sites.
- 4.2 The Director may designate, with approval of the M.O.E., as required, other locations as waste disposal areas.
- 4.3 The Corporation shall charge tipping fees to any persons entering any of the waste disposal areas as per the Solid Waste Fees By-law.
- 4.4 Local residents and ratepayers (urban and rural areas) may enter the waste disposal areas for the purpose of disposing of their waste or recyclable material and shall:
  - a. Separate and place their waste into the designated areas.
  - b. Place waste into the trenches provided.
  - c. Place scrap metal into the designated bins.
  - d. Place recyclable material into the designated bins.
  - e. Pay any tipping fee or load fee at the Township Office (under special circumstances) or to the landfill attendant prior to disposal of waste.

- f. Not scavenge.
  - g. Have affixed a municipal bag tag for each garbage bag or article or pay the pre-set tipping fee for each load.
- 4.5 The Corporation or its authorized agent shall report, track and document in a log book, approved by the Director, all occurrences pertaining to the operation and maintenance of the waste disposal areas. Records of all occurrences shall be submitted to the Director on a weekly basis.
- 4.6 Hours of operation of each of the waste disposal areas are found in Schedule "C" of this by-law.
- 4.7 No person or contractor shall permit or cause to be permitted transient waste to be deposited at any landfill sites within the Corporation.

5. APPROVED RECEPTACLES AND GARBAGE BAGS

- 5.1 Every person shall use receptacles, garbage bags and commercial containers meeting the requirements contained herein. These cans, bags and containers shall be deemed approved receptacles for this by-law.
- 5.2 The Director or the By-law Enforcement Officer may approve other forms of receptacles.
- 5.3 Every receptacle shall:
- Be composed of non-corrosive material and have a capacity of not more than 85 liters and a weight of not more than 25 kilograms including contents;
  - Be tapered larger at the top than at the bottom;
  - Be provided with a tight fitting cover of non-corrosive material, which shall be in position at all times;
  - Be equipped with proper handles to accommodate lifting, carrying and dumping; and
  - Garbage bags shall be used in all receptacles.
- 5.4 Every plastic garbage bag shall:
- Be at least 1.5 mils thick;
  - Be no more than 125 centimeters and not less than 90 centimeters in height, and not more than 90 centimeters and no less than 65 centimeters in width;
  - Be capable of carrying 25 kilograms of contents without breaking;
  - Be closed and securely tied;
  - Grocery bags are not acceptable unless placed in an approved garbage bag.



5.5 Where private commercial collection is utilized at residential buildings, schools, hospitals, places of business and other institutions, properly constructed and maintained commercial containers are acceptable for the storage of waste and garbage until it is collected privately. However, such commercial containers shall;

- Be constructed of metal or other material approved by the Director or By-law Officer;
- Be leak-proof;
- Be fitted with hinged, tight fitting doors which shall be kept closed at all times in order to preclude the ingress or egress of flies or the escape of odors there from;
- Be of acceptable appearance and painted to the satisfaction of the Director or By-law Officer;
- Be kept in a clean and sanitary condition;
- Be emptied at least once weekly regardless of the volume of the contents and not allowed to overflow; and
- Be placed on private property in a location satisfactory to the Manager or be placed on any street or public property only with the express written permission of the Director.

## 6. PREPARATION OF WASTE FOR COLLECTION

Every person shall:

- 6.1 Have all garbage drained, wrapped in dry paper and place in a garbage bag.
- 6.2 Place all waste in a garbage bag which meets the requirements of section 5.3 and then placed in an approved receptacle meeting the requirements set out in sections 5.2.

## 7. BAG TAG SYSTEM

- 7.1 No person shall place out for collection, garbage bags or bundles without first affixing a Corporation bag tag to its exterior.
- 7.2 The bag tag shall be affixed in such a manner as to be clearly visible to the contractor. The tag shall be placed to clearly show the identification number of the tag.
- 7.3 Bag tags must be purchased from the municipal office, any of the waste disposal area from the landfill attendant or from any other designated place as established by the Corporation set out in the Solid Waste Fee By-law at a cost established by the Corporation as revised from time to time.

- 7.4 Every garbage bag or bundle without a bag tag or uncollectible waste shall not be collected by the contractor or accepted at the waste disposal areas. All garbage bags or bundles without a bag tag may be collected by the Corporation and the person who directly or by means of an agent discarded the waste shall be liable for the total expense incurred for the removal of the waste at a rate set by the Corporation as revised from time to time plus any applicable interest or penalties. Payment shall be made within 30 days after receipt of an invoice indicating the total expenses incurred.
- 7.5 In the case of multi-residential buildings, it shall be the responsibility of the landlord to ensure that all waste which is set out for collection by their tenants have tags properly affixed. Any service rendered by the Corporation as set out in section 7.4, shall be borne by the landlord.
- 7.6 Every residents of the Corporation who is entitled to receive bag tags shall receive two (2) extra tags (different colour) which will allow for two free loads to be brought to the landfill site. These tags may be used throughout the year. These tags are valid for the year they were issued and cannot be carried over to the following year.
8. LIFT LIMIT
- 8.1 No person shall put out for collection, more than four (4) lifts for each regular waste collection.
- 8.2 The contractor shall not collect any lift over the set limit of four (4). It shall be the responsibility of the person who put the extra lifts out to dispose of it at the waste disposal area or put in storage until the next available collection.
- 8.3 All lifts which are out past the specified times stated in Section 10 may be collected by the Corporation and the person who directly or by means of an agent discarded the waste shall be liable for the total expense incurred for the removal of the waste at a rate set by the Corporation as revised from time to time plus any applicable interest or penalties. Payment shall be made within 30 days after receipt of an invoice indicating the total expenses incurred.
9. LOCATION OF ITEMS TO BE COLLECTED
- 9.1 No person shall place waste or garbage out for collection except in accordance with this section.
- 9.2 No person shall store waste, except in approved receptacles placed in a location which is not a nuisance to any neighbour.
- 9.3 The Director may determine where approved receptacles shall be located and his determination shall be final.

- 9.4 No person shall place waste so as to impede or obstruct pedestrians and vehicular traffic or maintenance operations.
- 9.5 All structures or buildings provided for the storage of waste and garbage shall at all times be maintained in a secure, clean, dry sanitary and properly ventilated condition.
- 9.6 Where for any reason, collection of waste and garbage cannot be made from the location specified in this by-law; items to be collected pursuant to this by-law shall be placed at locations designated by the Director.

10. SETTING OUT WASTE FOR COLLECTION

No person shall put waste to be collected out prior to 5:00 a.m. on the day fixed for collection. After collection, all receptacles shall be returned to private property by the householder, occupant, owner or person in charge of the building prior to 8:00 p.m. on the day of collection.

11. RESPONSIBILITY OF LANDLORDS

The landlord of a furnished apartment, unfurnished apartment or multiple housing complexes shall supply and maintain a sufficient number of approved receptacles for each dwelling and such other equipment as may be necessary for the orderly disposal of garbage. The landlord for such dwelling shall provide a common place where the approved receptacles shall be properly stored and available for the occupants' use in order to facilitate collection by the appropriate agency as herein provided.

12. RECYCLABLE MATERIALS

Every person shall:

- 12.1 Place all recyclable material in a clear or blue bag which meets the requirements set out in section 5.3 or compact bundles securely tied with string or rope which shall be no larger than 1 meter (3.2 feet) by 0.75 meters (2.5 feet) by 0.75 meters (2.5 feet) and not exceeding 22 kilograms (48.5 pounds) or with the provisions set out in the current recycling contract.
- 12.2 Place recyclable material in the designated recycling bins located at the waste disposal areas.
- 12.3 Place recyclable material out for collection on the day of collection. The requirements in section 9 and section 10 shall apply.
- 12.4 Ensure all cardboard boxes and/or boxboard is broken down (flattened) and is secured in bundles as set out in subsection 12.1.

### 13. GENERAL REGULATIONS

Except where permitted in this by-law, no person shall:

- 13.1 Deposit or cause to be deposited any garbage, household refuse, commercial waste, uncollectible waste or recycling materials within the Corporation limits in unapproved locations, provided however, natural soil, earth, sand, clay, gravel, loam, stones or any similar excavated material may be used to fill low lots within the corporate limits of the Township of Black River-Matheson with the approval of the Ministry of Environment and/or the Director of Works and Operations.
- 13.2 Throw or deposit or cause to be thrown or deposited garbage, waste, refuse, uncollectible waste, commercial waste or recycling materials in or upon any vacant lot or yard or to store or keep the same otherwise than in approved receptacles as required under this by-law.
- 13.3 Allow any filthy liquid matter from any cesspool, septic field or any other objectionable liquid from any source whatsoever, to flow or drain upon streets, roadside, ditches, gutters or private lands.
- 13.4 Unless authorized by the Director, no one shall pick over, interfere with, disturb, remove or scatter any article or articles placed out for collection whether such articles are contained in approved receptacles or otherwise except and until same is removed as provided for in this by-law.
- 13.5 Convey through the streets swill, manure, garbage, offal or waste from butcher shops, or slaughter houses, or any waste, offensive or organic matter whatever, except in properly covered metallic receptacles, or otherwise, in carts, wagons, or vehicles covered with canvas or tarpaulins, so fastened down around the edges as to prevent any of the contents falling upon the streets, and to protect the same from flies, and to control, so far as possible the escape of any offensive odors there from.
- 13.6 Waste, refuse, garbage, commercial waste and uncollectible waste shall be removed by the person concerned at his own expense.
- 13.7 Pending such removal, waste, refuse, garbage, commercial waste, uncollectible waste or recycling materials shall be stored by the said person in an approved receptacle or in a manner acceptable to the Director in order to prevent such material from being spread or being a visible eyesore.
- 13.8 Obstruct any street, sidewalk or other public property placing thereon, any building material, trade waste, commercial swill or liquids of the consistency of swill, the collector shall leave the same and report as soon as possible, to the Director and the Director shall cause the same to be rectified or removed at the expense of the person concerned.

- 13.9 Carcasses of animals or fowl shall not be deposited at any of the waste disposal areas.
- 13.10 Deposit hazardous waste, except as authorized by the Director.
- 13.11 Nothing herein contained shall be construed as prohibiting any person from removing or causing to be removed any garbage, refuse or uncollectible waste to the waste disposal area in accordance with the provisions contained in this by-law.
- 13.12 Remove or convey, or cause or permit to be removed or conveyed, any garbage, refuse or uncollectible waste, or liquid material upon or along any public street or at the waste sites within the Corporation of the Township of Black River-Matheson.
- 13.13 Householders shall maintain the garbage receptacles, common storage areas, central storage stations and the immediate vicinity in a clean and sanitary condition.
- 13.14 The householder shall ensure that garbage, ashes, rubbish or other waste placed for ultimate disposal will remain in approved receptacles until collected by the Corporation or its authorized agent.
- 13.15 Collection may be refused to any person known to have a troublesome dog on the premises, unless such dog is safely secured at a reasonable distance away from the location of the garbage receptacle.
- 13.16 No contractor shall, in performing his normal duty as a garbage collector, enter on private property or ascend or descend any interior or exterior stairway, elevator or hoist for the purpose of removing from or returning thereto any garbage receptacles.
- 13.17 No contractor shall solicit or accept any gratuity, gifts or consideration for services rendered in addition to his regular wage for performing such duties.
- 13.18 For the purpose of garbage collection, the Director may direct that the Corporation be divided into as many collection zones or districts as may be deemed necessary for the convenient collection of garbage, rubbish or waste matter and may fix a day or days on which the same shall be collected in the said district as approved by Council.
- 13.19 The provisions of this by-law shall not relieve any person from compliance with any provision of the Public Health Act or regulations there under.
- 13.20 Unless authorized by the Director, no person or contractor shall enter into any landfill site after normal operating hours. If entry is authorized, a fee shall be charged over and above all applicable tipping fees. Additional charges, as determined by the Director, may be imposed for any services required by Township personnel at the landfill site.

14. PENALTY

- 14.1 Every person who contravenes any provisions of this by-law is guilty of an offence and liable upon conviction to a fine of not more than \$5,000.00 exclusive of costs as authorized by the Provincial Offences Act, Section 62, R.S.O. 1980 Ch.400 as amended, except where otherwise expressly provided by law, which shall be recoverable under the provisions of the Provincial Offences Act and all the provisions of the said act shall apply to any prosecution for any offence under the provisions of this by-law.
- 14.2 In addition to the penalty provided in Section 14.1 hereof, where garbage and/or refuse is not collected for any reason or reasons defined in Sections 7, 8, 10, 11, 13.1, 13.3, 13.5, 13.6, 13.7, 13.8 and 13.12, and is left by the occupant to cause an untidy or unsanitary condition, if after a demand in writing by the By-Law Officer is not removed, the work necessary to remove it will be performed by the Corporation or its authorized agent, and failing payment thereof by the occupant within ten (10) days after notice in writing of the cost of such work, the cost may be recovered in a like manner as municipal taxes.
- 14.3 Any services rendered by the Fire Department of the Corporation of the Township of Black River-Matheson to extinguish any fire that has been set contrary to provincial and municipal regulations at any of the municipal waste disposal sites shall be borne by the persons(s) responsible for creating the fire.
- 14.4 Any services rendered by the Corporation for the purpose of this by-law including clean-up costs for illegal dumping shall be borne by the person(s) responsible for creating the infraction.
- 14.5 All costs of such services rendered by the Fire Department and/or the Corporation or its agents may be recovered from the person(s) responsible for causing the infractions in like manner as municipal taxes.

15. PROHIBITION ORDER

- 15.1 When a person has been convicted of an offence under this by-law,
- The Provincial Offences Court of the Judicial District of Timmins, or
  - Any court of competent jurisdiction thereafter may in addition to any other penalty imposed on the person convicted, issue an order prohibiting the continuation or repetition of the offence or the doing of any act or thing by the person convicted directed toward the continuation or repetition of the offence.

15.2 In the case of default in compliance with any demand made by the Director or By-Law Officer of the Corporation, the Director or By-Law Officer may authorize the matter or thing be done at the person's expense and the Corporation may recover the same in like manner as municipal taxes.

VALIDITY

Should any section, subsection, clause or provision of this by-law, including anything contained in any schedule attached hereto, is if for some reason declared by a Court of competent jurisdiction to be invalid, the same shall not affect the validity of this by-law as a whole or any part thereof, other than the part so declared to be invalid and it is hereby declared to be the intention that all remaining sections, clauses or provision of this by-law shall remain in full force and effect until repealed, not withstanding that one or more provisions thereof shall have to be declared invalid.


Schedules "A", "B", and "C" shall form part of this by-law.

This by-law shall be effective upon approval of set fines from the Attorney General's office.

By-law Nos. 25-2008, 22-2009 and 32-2011 shall all be rescinded.

READ A FIRST AND SECOND TIME, READ A THIRD TIME AND FINALLY PASSED THIS 17<sup>TH</sup> DAY OF SEPTEMBER, 2012.

  
MAYOR

  
CLERK