

THE RURAL MUNICIPALITY OF MORRIS

BY-LAW NO. 1426/92

BEING a By-law of the Rural Municipality of Morris regarding the regulating and control of the use of the Rosenort Landfill Site in conjunction with the Town of Morris.

WHEREAS Section 345 (1) (n) of The Municipal Act being Chapter M225 of the Statutes of Manitoba 1988, provides as follows:

"345 (1) The Council of any municipality may, pass by-laws, not inconsistent with The Public Health Act or any other Act of the Legislature or of the Parliament of Canada, or with regulations or orders duly made under such Act,

(n) for regulating and controlling the use of nuisance grounds or other disposal areas,"

AND WHEREAS Council deems it advisable and in the best interest of the municipality to pass a by-law to regulate and control the use of the Rosenort Nuisance Grounds being located on the NE¼ of Section 9-6-1EPM;

NOW THEREFORE BE IT AND IT IS HEREBY ENACTED as a by-law of the Rural Municipality of Morris, in Council duly assembled, as follows:

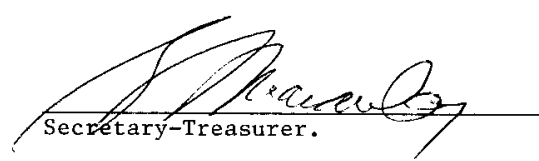
1. That the Rural Municipality of Morris and the Town of Morris shall jointly administer the operation of the Rosenort Landfill Site with each municipality appointing 3 Council representatives to the Town/R.M. Morris Joint Landfill Committee.
2. That the regulations for the operation of the Rosenort Waste Disposal Grounds shall be in accordance with Exhibit "A" attached hereto and may be amended by mutual resolutions of the Councils of the R. M. of Morris and the Town of Morris, from time to time, as the need arises.
3. DEFINITIONS
Active Area - means a trench or confined area of the Nuisance Grounds in which garbage wastes are currently being disposed.
Caretaker - means the person hired by the R. M. of Morris and the Town of Morris to carry out the regulations set out in this By-law with respect to the operation of the Nuisance Grounds.
Deposit, Maintain, Deliver - includes respectively depositing, placing, maintaining or delivering either personally or by means of a servant or agent.
Livestock - means cattle, swine, horses, poultry, sheep and rabbits.
Town/R.M. Morris Joint Landfill Committee - comprises the representative of the Rural Municipality of Morris and the Town of Morris.
Rosenort Landfill Site - means an area of land designated by the Rural Municipality of Morris and the Town of Morris for the disposal of waste within the NE¼ of Section 9-6-1E.P.M.
Pesticide Container - means containers which were last used to contain agricultural pesticide products registered by the Government of Canada.
4. Separate areas shall be designated at the Nuisance Grounds for active area; metal; appliances; trees and wood products; tires and concrete; pesticide containers. Signs shall be posted in each area to clearly define the waste designated for that area.
5. A Pesticide Container Collection Depot shall be established and operated within the Nuisance Grounds under guidelines set out in the Provincial Registration Number MB 3001270. This facility shall only be used for storage of Pesticide Containers.

6. Any person permitted to deliver or deposit at the Nuisance Grounds shall do so in accordance with this by-law, and in accordance with any regulations established by resolution of Council from time to time, as required. Said resolutions shall form part of this by-law and be attached as appendixes.
7. No person shall frequent the Nuisance Grounds for the purpose of salvaging, picking over, scattering or searching for any material.
8. Every vehicle shall register with the Caretaker before dumping at the Nuisance Grounds and shall dump waste materials or refuse as directed and upon the area instructed to dump and no other place.
9. Any person guilty of breach of any of the provisions of this by-law unless a penalty or fine is specifically provided therefore, shall be liable upon conviction therefor, to a penalty or fine of not less than \$100.00 and not more than \$2,000.00 in addition to costs, and in default of payment of the said penalty and costs forthwith, the convicting magistrate or justice of the peace may commit the offender to imprisonment for a period not exceeding thirty days, unless such penalty and costs, if any, be sooner paid.

DONE AND PASSED by the Council of the Rural Municipality of Morris,
duly assembled, this 22nd day of October, 1992



Reeve



Secretary-Treasurer.

SCHEDULE "A"

BY-LAW NO. 1426/92
AMENDED BY RESOLUTION NO. 312/92

ROSENORT WASTE DISPOSAL GROUNDS

The following regulations and stipulations pertaining to the operation of the Rosenort Waste Disposal Grounds shall now be in effect.

1. Every vehicle must register with the Caretaker before dumping.
2. Nuisance Grounds will be open for public dumping as follows:
Winter Hours
Monday, Wednesday, Saturday - 9:00 A.M. to 5:00 P.M.
Friday - 11:00 A.M. to 5:00 P.M.
Nuisance Grounds will be closed on days not stated above and on Public Holidays.
3. Entry is prohibited when the gate is closed.
4. Dumping of liquid waste, hazardous waste, treated grain or shives are not permitted.
5. No burying is allowed.
6. The following dumping fees shall apply at the Rosenort Waste Disposal Grounds, effective November 1st, 1992.
\$2.00 for 5 bags of garbage or less
\$5.00 per half ton truck or 6 to 20 bags
\$10.00 per single axle truck
\$15.00 per tandem load
\$20.00 per semi-trailer load
\$1.00 per tire for passenger car or small truck tires
\$3.00 per tire for truck tires (larger than ½ ton truck size)
\$5.00 per tire for tractor tires.
The above fees shall apply to all persons delivering to the noted site. All persons delivering to the above noted site, who do not reside within the boundaries of the Rural Municipality of Morris or the Town of Morris shall pay an amount equal to TWO TIMES the fees stated above for residents.
7. On July 1st, 1992 the Ozone Depleting Substance Act came into effect in Manitoba. The Act prohibits the disposal at a waste disposal grounds of equipment such as:
 - a) Refrigerators
 - b) Freezers
 - c) Air Conditioners
 - d) Materials/ equipment containing ozone depleting substances will only be accepted when the substance has been removed by the certified technician and labelled as safe. All certification labels will be recorded by the disposal grounds personnel.
8. Dead animals or livestock must be buried at the owners costs as per Manitoba Legislation.
9. Demolition debris fees are to be set by the Committee upon request.