

THE TOWN OF THE CITY OF DAWSON

BYLAW #99-06

A Bylaw to regulate the use of the Waste Management Site.

WHEREAS Section 265 of the Municipal Act, being Chapter 19, Statutes of the Yukon Territory and amendments, authorizes the Council of the Town of the City of Dawson to regulate the collection, removal and disposal of garbage, refuse and ashes,

NOW THEREFORE, pursuant to the provisions of the Municipal Act of the Yukon Territory, the Council of the Town of the City of Dawson, in open meeting assembled, HEREBY ENACTS AS FOLLOWS:

1.00 SHORT TITLE

1.01 This Bylaw may be cited as the "**WASTE MANAGEMENT BYLAW**".

2.00 DEFINITIONS

- 2.01 a) **Commercial space** is defined as a principal building or segregated portion of a building in which one or more business activities, including storage of materials, may be conducted but does not include an apartment.
- b) **Institutional space** is defined as a principal building in which institutional or government services are provided.
- c) **Principal building** is defined as the main building in which an activity or group of activities may take place but does not include ancillary buildings such as garages and warehouses unless they are the only buildings on the lot or group of lots.
- d) **Residential unit** is defined as a single-family residence or equivalent (eg. one side of a duplex or one apartment suite) but does not include a Hotel/Motel rental room. A Bed and Breakfast as defined in the City's Bed and Breakfast Bylaw, shall be considered to be part of a Residential unit.
- e) **Vacant lot** is defined as a parcel or parcels of land which has/have been assigned a single roll number and on which there are no assessable improvements.

3.00 PERMITTED USES

- 3.01 The following shall have use of the Waste Management site, subject to the regulations prescribed in this Bylaw.
- a) The contractor engaged by the City to collect and dispose of garbage and refuse.

- b) Private residents for the disposal of common household and garden refuse.
- c) Commercial enterprises, such as hotels, retail stores, offices, etc. for the disposal of refuse generated by the operation of their respective enterprises.
- d) Institutional enterprises such as hospitals, churches, schools, museums, government administrative offices, etc. for the disposal of refuse generated by the operation of their respective enterprises.

4.00 RESTRICTED USES

- 4.01 The following items shall be deposited only in such quantities as approved by the City Manager;
 - a) Lumber or other building materials.
 - b) Brush or other land clearing refuse.

5.00 WASTE DIVERSION

- 5.01 For the purpose of facilitating waste diversion and recycling activities, effective June 1, 1998 all commercial and institutional users must separate cardboard and other recyclables as identified by Council resolution, prior to placing it out for pick-up or delivering it to the waste management site.

6.00 GENERAL PROVISIONS

- 6.01 All garbage and refuse shall be dumped in accordance with posted directions or in accordance with specific direction as issued by the City Manager from time to time.
- 6.02 For the purpose of fire protection and safety, the City Manager may from time to time issue No Burning Orders, and such orders shall be posted at the Waste Management site.
- 6.03 The City Manager is hereby authorized to establish times of operation for the waste management site.
- 6.04 No person shall deposit any garbage or refuse at any time on any access road or driveway to the Waste Management site.

7.00 SCALE OF CHARGES

- 7.01 Each property owner shall pay the following rate to offset the cost of the general waste management program:
 - a) \$75.00 for each Residential unit
 - b) \$75.00 for each Commercial space

- c) \$75.00 for each Institutional space
- d) \$15.00 for each vacant lot not included under a City assessment roll number allocated to a unit or space identified in 7.01 a), b) and c).
- e) For Street Vendors;
 - i) \$10.00 per week or portion thereof
 - ii) \$25.00 per month
 - iii) \$75.00 per season

8.00 DUE DATES

8.01 A property owner seeking to qualify under Bylaw #99-05 for a water and sewer subsidy must have paid the account in accordance with the following schedule:

- a) 50% of the current invoice must be paid by May 31st of the year in which the invoice was issued.
- b) the remainder of the current invoice must be paid by October 31st of the year in which the invoice is issued.
- c) Any account unpaid by the respective due date of October 31st for those properties able to qualify for the water and sewer subsidy and August 31st for all other accounts is subject to a ten percent (10%) penalty. The account, including penalty, shall become a charge against the real property to which the service was supplied, with said charge to be a special tax to be recovered in a like manner, including but not limited to penalties, interest and liens, as other taxes on real properties.

9.00 PENALTIES

- 9.01 Any person who contravenes any of the provisions of the Bylaw is guilty of an offence and is liable on summary conviction to a penalty not to exceed \$500.00 plus costs; or in default of payment of the said fine and cost, to imprisonment for a period not exceeding six months.
- 9.02 In addition to the penalty provided in this section, the City may request a Court of Justice to assign to a person found guilty of an offence under this Bylaw the cost of repairing or cleaning up any damages suffered by the City as a result of the offence.

10.00 ENACTMENT

- 10.01 The provisions of this Bylaw shall come into full force and effect on the final passing thereof.

11.00 REPEAL

11.01 Bylaw #98-06 is hereby repealed.

READ A FIRST TIME THIS 29th DAY OF MARCH, 1999.

READ A SECOND TIME THIS 29th DAY OF MARCH, 1999.

READ A THIRD TIME AND FINALLY PASSED THIS 1st DAY OF APRIL , 1999

Mayor Glen Everitt

Clerk Jim Kincaid