

## BYLAW 436-12

### **A BYLAW OF THE TOWN OF CARNDUFF RESPECTING THE INSTALLATION AND MAINTENANCE OF RECYCLING SERVICES BY THE TOWN OF CARNDUFF AND THE GENERAL TERMS AND CONDITIONS ON WHICH RECYCLING SERVICES WILL BE SUPPLIED BY THE TOWN OF CARNDUFF.**

The Council of the Town of Carnduff in the Province of Saskatchewan, pursuant to Section 8 of *The Municipalities Act*, enacts as follows:

#### PART I - INTERPRETATION

1. This bylaw shall be known as the "Recycling Services Bylaw".
2. In this Bylaw:
  - (a) "Town" means the Urban Municipality of the Town of Carnduff;
  - (b) "Assessed Owner" means the person liable to pay the taxes on the property to which the recycling pickup service is supplied or is to be supplied, as shown by the records of the Town in which the said property is located.
  - (c) "Person" includes a Corporation and a Partnership;
  - (d) "Premises" included any buildings, yard or place utilizing the recycling pickup service therefrom; or any part of such building, yard or place;
  - (e) "User" means any person who uses, consumes or otherwise enjoys the benefits of the Recycling Pickup Service supplied by the Town.

#### PART II – RECYCLING PICKUP SERVICE

3. Any "Assessed Owner" may apply for recycling services from the Town by completing the written application on a form provided by the Administration Office.
4. Where the applicant is an assessed owner in the Town, the Administration Office shall accept the application where the applicant is not otherwise disentitled to Recycling Pickup services.

#### PART III – OFFENSES

5. No person shall:
  - a) lend, sell, or dispose of the recycling containers supplied;
  - b) give away the recycling containers or permit them to be taken;
  - c) use the recycling containers other than for his own use and benefit;
  - d) wrongfully or improperly manage the recycling containers.
6. Any person who contravenes section 5 is guilty of an offence punishable on summary conviction and liable to:
  - a) in the case of an individual, to a fine not exceeding Two Thousand (\$2,000.00) Dollars and in default of payment, to imprisonment of a term not exceeding Ninety (90) days;
  - b) in the case of a Corporation, to a fine not exceeding Five Thousand (\$5,000.00) Dollars.

#### PART IV - ENFORCEMENT

7. All of the provisions of this Bylaw shall be deemed to be terms and conditions under which recycling pickup service is supplied by the Town and the said terms

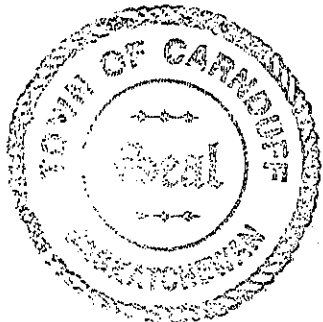
*Town of Carnduff  
Recycling Services Bylaw 436-12*


and conditions shall be in addition to any other terms and conditions which may be agreed upon between the Town and the consumer.

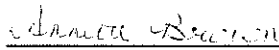
8. Where any applicant, user, or consumer fails to comply with any of the terms and conditions or service, the Town Administrator shall refuse to supply or shall discontinue the supply until such time as the applicant, user, or consumer complies with the terms and conditions.

PART V - GENERAL

9. If any section, sub-section, clause, sentence, phrase, or other portion of this Bylaw is for any reason held invalid or unconstitutional by any Court of competent jurisdiction, that portion shall be deemed a separate, distinct and independent provision and the holding of the court shall not affect the validity of the remaining portions of this Bylaw.
10. Bylaw No. 420-11 is hereby repealed
11. This bylaw shall come into force on the day of its final passing.



  
\_\_\_\_\_  
Mayor

  
\_\_\_\_\_  
Administrator

Certified a true copy of the bylaw passed by the resolution of the Council present at their regular meeting held on January 8, 2013.

\_\_\_\_\_  
Administrator

Form "A"  
Bylaw No. 436-12



**TOWN OF CARNDUFF  
APPLICATION FOR RECYCLING SERVICES**

APPLICANT: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

LOCATION OF SERVICE: \_\_\_\_\_

EFFECTIVE DATE: \_\_\_\_\_

The Applicant hereby agrees to comply with the terms and conditions as set out in the Recycling Services Bylaw for the Town of Carnduff. I understand copies of the said bylaw are available upon request.

DATE: \_\_\_\_\_

SIGNATURE: \_\_\_\_\_