

THE CORPORATION OF THE CITY OF PETERBOROUGH

BY-LAW NUMBER 94- 55

A BY-LAW TO AMEND CHAPTER 684 OF THE CITY OF PETERBOROUGH
MUNICIPAL CODE - LITTERING

THE CORPORATION OF THE CITY OF PETERBOROUGH by the
Council thereof hereby enacts as follows:

- 1. That Chapter 684 of the Corporation of the City of Peterborough Municipal Code is hereby repealed and following substituted thereof:

"CHAPTER 684
LITTERING - PROHIBITED

Article 1
INTERPRETATION

- 684.1.1 City - defined
"City" means The Corporation of the City of Peterborough.
- 684.1.2 Garbage container - defined
"garbage container" has the same meaning as contained in Chapter 594, City of Peterborough Municipal Code.
- 684.1.3 Litter - defined
"litter" includes all waste, garbage, rubbish, debris, material, refuse, discarded paper or wrappers, and any other discarded or abandoned commodities.
- 684.1.4 Receptacle - defined
"receptacle" means any barrel, bin, dumpster, or other device placed on property, by the owner or occupant of such property, for the disposal of litter.

Article 2
GENERAL PROVISIONS

- 684.2.1 Litter - deposit - in receptacle only
No person shall throw, deposit, drop or place litter on any property except in a receptacle or a garbage container.
- 684.2.2 Deposit - not in receptacle - consent of owner
Notwithstanding Section 684.2.1, litter may be deposited on property, not in a receptacle or garbage container, with the consent of the owner or occupant of such property, provided such deposit complies with all applicable law in regard to the deposit of waste, and the property is designated and approved pursuant to applicable law for the receipt of such waste.
- 684.2.3 Deposit - in private receptacle - consent required
No person shall place litter in a receptacle or a garbage container which is not owned by the City except with the consent of the owner of such receptacle or garbage container.
- 684.2.4 Deposit - in public receptacle - generated elsewhere
No person shall deposit any litter, generated at a residence, institution or place of business, in a receptacle owned by the City.
- 684.2.5 Control of litter - prevention - blowing - other transfer
No person shall permit litter to be blown or otherwise transferred or conveyed from the property occupied by him or her on to any

lane, street, creek, water course, roadway or other property in the City.

684.2.6 Transportation - waste - covered vehicle - trailer

No person shall transport waste in the City in a motor vehicle or trailer, unless such waste is completely covered in such a manner as to prevent any of the waste from leaving the motor vehicle or trailer while it is in transit.

684.2.7 Waste - disposal - transportation - provincial power

Nothing in this Chapter shall be so interpreted or applied to derogate from the powers of the provincial government in regard to the disposal or placement of waste or in regard to the handling or transportation of waste.

684.2.8 Waste - disposal - transportation - federal power

Nothing in this Chapter shall be so interpreted or applied to derogate from the powers of the federal government in regard to the disposal or placement of waste or in regard to the handling or transportation of waste under federal jurisdiction.

**Article 3
SEVERABILITY**

684.3.1 Severability

If any section of this Chapter may be found by any court of law to be illegal or beyond the power of Council to enact, such section shall be deemed to be severable and all other sections of this Chapter shall be deemed to be separate and independent therefrom.

**Article 4
ENFORCEMENT**

684.4.1 Fine - for contravention

Any person who contravenes this Chapter is guilty of an offence and shall be liable upon conviction to a fine imposed by law, and the same shall be recoverable pursuant to the Provincial Offences Act."

By-law read a first and second time this 11th day
of April , 1994.

By-law read a third time and finally passed this 11th
day of April , 1994.

(Sgd) John A. Doris
John A. Doris, Mayor

(Sgd) Steven F. Brickell
Steven F. Brickell, Clerk

JWH:knight
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