

THE REGIONAL MUNICIPALITY OF NIAGARA

BY-LAW NO.117-2008

A BY-LAW TO AMEND BY-LAW NO. 95-2008  
BEING A BY-LAW TO REGULATE  
THE USE OF THE SOLID WASTE MANAGEMENT SYSTEM  
FOR THE REGIONAL MUNICIPALITY OF NIAGARA

WHEREAS on September 4, 2008, Regional Council passed By-law 95-2008, being a by-law to regulate the use of the Solid Waste Management System for The Regional Municipality of Niagara;

AND WHEREAS Regional Council wishes to amend the said by-law to accord with the Order of Ontario Central South Region Regional Senior Justice Kathryn Hawke dated at Hamilton on October 14<sup>th</sup>, 2008, wherein J. Hawke approved the amounts of the set fines to be charged for certain offences in By-law 95-2008 in accordance with her power to do so under the *Provincial Offences Act*,

NOW THEREFORE THE COUNCIL OF THE REGIONAL MUNICIPALITY OF NIAGARA ENACTS AS FOLLOWS:

1. Schedule 'B' of By-law 95-2008 is hereby repealed and deleted, and replaced with the amended Schedule 'B' attached hereto.
2. This by-law shall come into force on the date it is passed.

THE REGIONAL MUNICIPALITY OF NIAGARA

*Original Signed By*

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Peter Partington, Regional Chair

*Original Signed By*

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Pam Gilroy, Regional Clerk

Passed: November 27, 2008

## Schedule B

**THE REGIONAL MUNICIPALITY OF NIAGARA**  
**Part I *Provincial Offences Act***  
**Short Form Offences and Set Fines**

Item	COLUMN 1 Short Form Wording	COLUMN 2 Offence Creating Provision	COLUMN 3 Set Fine
1.	Set-out of non-collectible material	s. 15.1 (a)	\$100
2.	Set-out of non-compliant material	s. 15.1 (b)	\$100
3.	Setting out hazardous or pathological material for collection	s. 15.1 (a)	\$500
4.	Obstructing road or sidewalk with material	s. 16.1	\$250
5.	Setting out material at premises other than your own	s. 16.2	\$100
6.	Setting out waste contrary to specified times	s. 17.1	\$75
7.	Failing to remove containers after collection	s. 17.2	\$75
8.	Failing to set out an acceptable container	s. 18.1	\$75
9.	Failing to ensure containment of material set out for collection	s. 19.1	\$100
10.	Dropping off unacceptable material at RDOL	s. 23.1	\$500
11.	Depositing garbage into recycling bins or composting areas at RDOL	s. 33.1 (j)	\$200
12.	Depositing recyclable material in garbage bin or landfill areas at RDOL	s. 33.1 (k)	\$100
13.	Trespassing at RDOL by illegal entry	s. 34.1	\$500
14.	Trespassing at RDOL or perimeter when closed	s. 34.2	\$500
15.	Trespassing at RDOL or perimeter with vehicle	s. 34.3	\$500
16.	Failing to drop off only acceptable material at RDOL	s. 35.1 (a)	\$200
17.	Failing to comply with RDOL staff directions	s. 35.1 (b)	\$200
18.	Failing to obey signs at RDOL	s. 35.1 (c)	\$200
19.	Failing to separate and deposit material properly	s. 35.1 (d)	\$200
20.	Failing to remove covers as directed	s. 35.1 (e)	\$200

Item	COLUMN 1 Short Form Wording	COLUMN 2 Offence Creating Provision	COLUMN 3 Set Fine
21.	Failing to remove loose material after unloading	s. 35.1 (f)	\$200
22.	Failing to secure vehicle after unloading	s. 35.1 (g)	\$200
23.	Failing to ensure child or animal stays in vehicle at RDOL	s. 35.1 (h)	\$200
24.	Failing to pay fees before departing RDOL	s. 35.1 (j)	\$200
25.	Failing to refrain from smoking on RDOL	s. 35.1 (l)	\$200
26.	Transporting insecure load	s. 37.1	\$100
27.	Illegal dumping	s. 38.1	\$500
28.	Dumping privately generated material into public litter bin	s. 38.2	\$150
29.	Scavenging material set out for collection	s. 39.1	\$100
30.	Scavenging at a RDOL	s. 39.2	\$250

- **Note: The general penalty provision for the offences listed above is section 61 of the *Provincial Offences Act*, R.S.O. 1990, c. P. 33.**