

NOISE & UNSEIGHTLY PREMISES

BYLAW NO. 527
VILLAGE OF IRMA

ABATEMENT OF UNTIDY AND UNSIGHTLY PREMISES AND ABATEMENT OF NOISE

A BYLAW of the Village of Irma, in the Province of Alberta, to provide for the abatement of untidy and unsightly premises and the abatement of noise.

WHEREAS Section 157 of the Municipal Government Act, being Chapter 246 of the Revised Statutes of Alberta 1970 and amendments thereto, authorizes the Council to pass a bylaw presenting and compelling the abatements of nuisances, generally and regulating untidy and unsightly premises and;

WHEREAS, Section 157 of the Municipal Government Act, further provides that the Council may pass a bylaw providing for the removal or pruning of trees or shrubs on private property or otherwise that may interfere with vision or endanger the lines, poles, conduits, pipes, sewer or other work of a municipal or other public utilities and;

WHEREAS, Section 157 of the Municipal Government Act, further provides that the Council may pass a bylaw for the purpose of prohibiting, eliminating or abating noise and establishing permissible noise levels for all or varying periods of the day in all or any designated part or location of the municipality and;

WHEREAS, Section 157 of the Municipal Government Act, further provides that the Council may authorize the person to enter any lands, buildings or premises to inspect for conditions that may constitute a nuisance or contravene or fail to comply with any bylaw passed pursuant to Section 157, subsection (i) and;

WHEREAS, Section 157 of the Municipal Government Act, further provides that in any bylaw passed under the said section, Council may make any provisions that it deems necessary to carry out the purpose of the said bylaw and;

WHEREAS, the Council of the Village of Irma, in the Province of Alberta, deems it expedient and in the public interest to pass such a bylaw;

NOW THEREFORE, The Council of the Village of Irma, in the Province of Alberta, duly assembled, hereby enact as follows:

Section I Title

- 1.1 This bylaw may be cited as the Untidy and Unsightly premises, and noise abatement bylaw.

Section II Definitions

- 2.1 "Council" shall mean the Council of the Village of Irma, in the Province of Alberta, and its duly appointed agent.
- 2.2 "Building Inspector", means the Building Inspector of the Village of Irma, or his duly authorized assistant.
- 2.3 "Bylaw Enforcement Officer," means the Bylaw Enforcement Officer of the Village of Irma.
- 2.4 "Municipal Administrator" means the Municipal Administrator, of the Village of Irma.
- 2.5 "Occupant", means the person occupying or exercising control or having the right to occupy or exercise control over land.
- 2.6 "Owner" means in the case of land, a person who is registered under the Land Titles Act, as the owner or, in the case of personal property, a person who is in lawful possession of it, or who has the right to exercise control over it.
- 2.7 "Premises" means any or all buildings and structures contained on a parcel of land, as registered under the Land Titles Act.
- 2.8 "Lands" means one or more acres of land described in a certificate of title or described in a certificate of title or reference to a plan held or registered at the Land Titles Office.
- 2.9 "Boulevards" means an urban area not part of the highway, that:
1. is not roadway
2. is that part of the sidewalk, that is not especially adapted to the use of or ordinarily used for pedestrians.

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- 2.10 "Hospital Zone" means an area which:
1. is designated as such by signs or other devices
 2. or portion of the Village within 500 feet in any direction from the boundary of the site, on which is situated a Hospital occupying in the Alberta Hospital's Act.
- 2.11 "Residential Buildings" means a building which is constructed as a dwelling for human beings and includes a hotel, or motel.
- 2.12 "Residential District" means a district defining as such in the Land Use Bylaw No.499 and amendments thereto.
- 2.13 "Signalling Device" means a horn, gong, bell, claxon or other device producing audible sounds, for the purpose of drawing people's attention, to an approaching vehicle, including a bicycle.
- 2.14 "Land Use Bylaw" means Bylaw No.499, as the same, is amended from time to time and includes any bylaw passed in substitution for or in addition to Bylaw No. 499
- 2.15 "Peace Officer" means a member of the Royal Canadian Mounted Police, a member of the Municipal Police Force, a special constable or member of the patrol division of the Department of the Solicitor General.
- 2.16 "Untidy and Unsightly Premises" means:
1. a premise of land in which the owner has allowed the accumulation of building materials, other than in an enclosed building or structure, dirt, stones, tires, old implements, scrap iron or any other rubbish so as to cause an unsightly or untidy condition, or hazard or nuisance.
 2. in a residential area, the condition of permitting a motor vehicle or motor vehicles used for stock car races, a motor vehicle or motor vehicles which has all or part of its superstructure removed, or a motor vehicle or motor vehicles or the parts thereof which is in a dilapidated or unsightly condition to remain outside a building or on property located within the boundaries of the Village of Irma.
- 2.17 "Village" means the Village of Irma, in the Province of Alberta.

Section III Untidy or Unsightly Land or Premises

- 3.1 No person, being the owner or occupant of any land or premises, within the Village, shall permit the land or premises to be or remain in an untidy or unsightly condition, or any lands or premises in the Village, are found to be in an untidy or unsightly condition, a Bylaw Enforcement Officer, may give notice in writing to a person who is under authority imposed by this bylaw to prevent such a condition to remedy the same and the Bylaw Enforcement Officer may direct this be done in such a manner, as he deems advisable on or before a date to be named in the notice.
- 3.2 The Bylaw Enforcement Officer is hereby authorized to enter any land to inspect for conditions that contravene or fail to comply with any of the provisions of this section of the Bylaw.
- 3.3 The Bylaw Enforcement Officer shall not give less than seven (7) days from the date of delivery of the notice for the compliance.
- 3.4 a) Notice to owner and the occupant given by the Bylaw Enforcement Officer under the provisions of this section of the bylaw and shall be in writing and in quadruplicate in form A, as set out in Schedule A, hereto attached and forming part of this bylaw.
- b) One of the notices shall be served on the occupant of the said lands or premises, one on the said owner, one shall be delivered to the Administrator and the fourth shall be retained by the official giving the notice.
- c) A notice given by the Bylaw Enforcement Officer pursuant to any of the provisions of this bylaw shall be deemed to have been duly given and served on the person to whom it is addressed:
1. on the notice being personally delivered to the person to whom it is addressed;
 2. on leaving it with the person apparently of the age of sixteen (16) years of the place of abode of the person to whom the notice is addressed;
 3. on sending it by single registered mail in a prepaid cover, addressed to the last known postal address of the person to whom the notice is addressed or as shown in the assessment roll as the case may be;

4. on posting the notice in a conspicuous place on the land referred to in the notice or on any building or erection thereon, when the Bylaw Enforcement Officer has reason to believe:
- a) that the person to whom the notice is addressed is evading service thereof or;
 - b) for any reason, it is improbable that the notice will be received by the person to whom it is addressed within three (3) days of the date of the notice, if it is delivered in any of the ways mentioned in this section.
- 3.5 If after the day designated for the compliance in any notice, given pursuant to this section of the bylaw, the owner or occupant fails to remedy the condition stated in the notice, the Bylaw Enforcement Officer, may report the same to Council.
- 3.6 Upon consideration of the report, Council may direct that a notice in writing, be served upon the owner involved in the infraction.
- 3.7 The notice shall be in Form "B", as set out in Schedule "B", hereto attached and forming part of this bylaw.
- 3.8 The notice shall be served upon the owner in the same manner as set out in Section 3.4, subsection (b,c) of this bylaw, not less than ten (10) days preceding the date of the Order being considered by Council.
- 3.9 Where the owner is not a resident in Alberta, or his present address is unknown, the notice shall be served upon him by mailing it to him at his latest known address, as shown on the assessment roll, not less than three (3) weeks preceding the date, the order is to be first considered by Council.
- 3.10 The owner may appear before Council in person or by a representative.
- 3.11 a) If following the hearing, Council is of the opinion that there is an infraction, it may declare it to be so and order that the condition be remedied, said order to be in Form "C", as set out in Schedule "C" thereto attached and forming part of this bylaw.
- b) Any such order may require the owner, within a period of time which shall not be less than fifteen (15) days from the date of making of the order, to remedy the untidy or unsightly condition of the premises in the manner set forth in the order.
 - c) If the owner does not remedy the condition within the period specified within the order, the said person authorized in the order shall remedy the condition to the extent directed in the order.
 - d) Where the owner does not remedy the condition, and the Village incurs the costs in remedying the conditions, such costs are chargeable to the owner, and recoverable as a debt due to the Village.
 - e) Where the owner neglects or refuses to pay the Village of Irma costs in obtaining compliance with the order, within Sixty (60) days of delivery of the invoice, the Village may cause these costs to be added to the tax roll as a charge against the land of the owner in the same manner as taxes and with the same priority as to lien and to payment thereof as is in the case of ordinary municipal taxes.
- 3.12 Any owner, agent, lessee or occupier who receives a notice, order or direction requiring him to remedy any condition that constitutes an untidy or unsightly premises, or that contravenes or fails to comply with section 3 of this bylaw, and who thinks himself aggrieved, may appeal within ten (10) days to the Supreme Court.

Section IV Abatement of Noise

- 4.1 Except to the extent that is allowed in this bylaw, no person shall make, continue or cause or allow to be made or continued any loud unnecessary unusual noise or any noise whatsoever which either annoys, disturbs, injures, endangers or detracts from the comfort, repose, health, peace or safety of other persons within the limits of the Village.
- 4.2 What is a loud noise, an unnecessary noise, an unusual noise which annoys, disturbs, injures or endangers the comfort, repose, health, peace or safety of others is a question of fact for a Court which hears prosecution of an offence against this bylaw.
- 4.3 Where an area is designated by signs or other means as being a hospital zone, no person shall:
- a) carry on any noise, making activity in the area unless it can not be carried on in some other area or;

(4)

- b) make or continue any noise or loud sound within the area.
- 4.4 The failure of a person to comply with the following provisions, of the Highway Traffic Act, within the Village:
- a) the prohibition against the use of signalling devices on motor vehicles, motor-cycles or bicycles so as to make more noise than is reasonably necessary for the purpose of giving notice or warning to other persons on the highway as set out in subsection 2 (35).
- b) the restriction of the type or use of mufflers and similar equipment on motor vehicles and other internal combustion engines as set out in section 36 and the prohibition against equipping a vehicle other than those specified with a siren as set out in section 45, shall constitute a violation of this bylaw, in addition to and not in substitution with the offence created by the Highway Traffic Act.
- 4.5 A motor vehicle is allowed by the provisions of Section 45 of the Highway Traffic Act, to be equipped with a siren the driver thereof shall only use the siren at such time, as the vehicle is proceeding in response to an emergency call and at such other time, as is allowed by the Highway Traffic Act and at such time, shall only use the siren when it is necessary for the purpose for which the siren is allowed to be used.
- 4.6 No person shall allow the diesel motor on a tractor which pulls a trailer or trailer truck to remain running longer than twenty (20) minutes, while the tractor trailer or tractor alone is not in motion in any residential district or in any other location within five hundred (500) feet of a residential district.
- 4.7 The provisions of the foregoing subsections do not apply to work on a Village street or a public utility carried on by:
- a) a Village department,
- b) Northwestern Utilitied Ltd.,
- c) a Contractor working for the Village, or Northwestern Utilities Ltd.
- d) Alberta Government Telephones or;
- e) Trans Alta Utility Corporation.
- 4.8 No person shall load or unload motor trucks in any area designated in the Land Use Bylaw, as being a residential district of any such area between the hours of:
- a) 11:00 o'clock in the evening and 7:00 o'clock of the next morning.
- 4.9 No person shall operate power lawn or garden equipment in an area designated as a residential district between the hours of 11:00 o'clock in the evening and 7:00 o'clock of the next morning.
- 4.10 Unless permission from the Development Control Officer of the Village for such operation is first obtained, no person shall carry on the construction of any type of structure which involves hammering or the use of any mechanical tools or equipment capable of creating a sound which may be heard beyond the boundaries of the site on which the activity is being carried on in any district other than one designated in the Land Use Bylaw as an Urban Reserve District, Commercial District, or an Industrial District after the hour of 11:00 o'clock in the evening and before the hour of 7:00 o'clock in the morning of any day.
- 4.11 The provisions of the foregoing subsection does not apply to any work carried on by the Village or by a contractor carrying out the instructions of the Village.
- 4.12 Subject to provisions of subsection 4.11, unless permission for such operation from the Development Control Officer of the Village is first obtained, no person shall operate or allow to be operated:
- a) a rivoting machine,
- b) a concrete mixer,
- c) a gravel crusher,
- d) a steam shovel,
- e) a trenching machine,
- f) a dragline,
- g) an air or steam compressor jack hammer,

h) pneumatic drill,

i) a tractor or bulldozer or:

j) any other tool, device or machine of a noisy nature, so as to create a noise, confusion or disturbance which may be heard in a residential building between the hours of 11:00 o'clock in the evening until 7:00 o'clock in the morning of any day.

4.13 Subsection 14.12 does not apply to work of any nature carried on by the Village departments.

4.14 Any person found contravening any provisions or section of this bylaw, shall be liable to payment of a fine at a rate as set out in Schedule "D" hereto attached and forming part of this bylaw.

4.15 A person to whom a fine has been assessed may pay the penalty therein specified, within seven (7) days of receipt of the notice.

4.16 A fine notification shall be deemed sufficiently issued, if served on the accused personally.

4.17 Nothing in section 4.15 shall:

a) prevent any person from defending a charge of committing a breach of this bylaw;

b) preventing a Peace Officer or other person from laying an information or complaint against the person whether or not such person has made payment under the provisions of the foregoing subsections or breach of any of the provisions of this bylaw.

Section V Removal and/or Pruning Trees

5.1 All occupants are required to prune or remove any trees or shrubs that in any way interfere with or endanger the lines, poles, conduits, pipes, sewers or other works of the Village or any other public utility.

5.2 If the Bylaw Enforcement Officer notes any trees or shrubs that may interfere with or endanger the lines, poles, conduits, pipes, sewer or other works of the Village or any other public utility, he may give notice in writing to a person who is under the authority imposed by this bylaw, to prevent such a condition to remedy same and the Bylaw Enforcement Officer, may direct this be done in such a manner as he deems advisable on or before a date to be named in the notice.

5.3 The Bylaw Enforcement Officer is hereby authorized to enter any land to inspect for conditions that contravene or fail to comply with any of the provisions of this section of the bylaw.

5.4 The Bylaw Enforcement Officer shall not give less than seven (7) days from the date of delivery of the notice for the noncompliance.

5.5 Notice to owner and the occupant shall be given by the Bylaw Enforcement Officer under the provisions of this section of the bylaw and shall be in writing and in quadruplicate in Form "D" as set out in Schedule "E", hereto attached and forming part of this bylaw.

5.6 Notices shall be served upon the owner in the same manner as set out in section 3.4, subsection (b,c) of this bylaw.

5.7 If after the designated ^{day} for the compliance in any notice given pursuant to this section of the bylaw, the owner or occupant fails to remedy the conditions as stated in the notice, the Bylaw Enforcement Officer may report the same to Council.

5.8 Council may follow procedures as set out in sections 3.5 to 3.12 of this bylaw, to remedy the interfering or endangering the public utilities, by trees.

5.9 Any owner, agent, lessee or occupier who receives a notice, order or direction, requiring him to remedy any condition that constitutes an interference or endangering to lines, poles, conduits, pipes, sewers or other works of the Village or any other public utility, or that contravenes or fails to comply with Section V of this bylaw and who thinks himself aggrieved, may appeal within ten (10) days to the Supreme Court.

Section VI Conviction

6.1 Where a person charged with an offence against the provisions of this bylaw, is under the age of sixteen (16), such person shall in respect of such offence be

(6)

subject to the jurisdiction of Juvenile Court, as provided by the Juvenile Court Act, being Chapter 195 of the Revised Statutes of Alberta, and amendments thereto.

- 6.2 Any person who fails to comply with the provisions of any notice or ticket given under this bylaw, is guilty of an offence punishable on summary conviction and liable to a fine of not less than \$50.00 and not more than \$500.00, exclusive of costs and in the case of non-payment, of fines and costs, to be imprisoned in the nearest common gaol for a period not exceeding thirty (30) days.

READ the first time the 1st day of December, 1981.

READ the second time the 1st day of December, 1981.

READ the third time the 1st day of December, 1981.

AND FINALLY PASSED.


MAYOR


MUNICIPAL ADMINISTRATOR.

(7)

BYLAW NUMBER 527
SCHEDULE A
FORM "A"
NOTICE TO OWNER

TO:

RE: THOSE PREMISES LOCATED AT
()
IN THE VILLAGE OF IRMA, ALBERTA

WHEREAS Section of Bylaw No. 527, "The Untidy & Unsightly Premises & Abatement of Noise Bylaw, of the Village of Irma," provides:

3. "No person being the owner of any land or premises within the Village, shall permit the land or premises to be or remain in any untidy or unsightly condition."

AND WHEREAS Section 2, subsection (16) thereof defines "Untidy and Unsightly premises" means:

i) a premise of land in which the owner has allowed the accumulation of building materials, other than in an enclosed building or structure, dirt, stones, tires, old implements, scrap iron or any other rubbish so as to cause an unsightly or untidy condition or hazard or nuisance.

ii) in a residential area, the condition or permitting a motor vehicles or motor vehicles used for stock car races, a motor vehicle or motor vehicles which as all or part of its superstructure removed, or a motor vehicle or motor vehicles or the parts thereof which is in a dilapidated or unsightly condition to remain outside a building or on property located within the boundaries of the Village of Irma.

AND WHEREAS a complaint has been received in respect to the above premises.

NOW THEREFORE, pursuant to Bylaw No. 527, "The Untidy & Unsightly Premises & Abatement of Noise Bylaw, of the Village of Irma," TAKE NOTICE that those premises located at in the Village of Irma, Alberta have been found to be untidy and unsightly premises in that they

AND FURTHER TAKE NOTICE that if the said untidy and unsightly condition is not remedied on or before that the matter may be reported to Council requesting an order directing you to do the said work.

DATED at the Village of Irma, in the Province of Alberta, this day of
A.D. , 19 .

VILLAGE OF IRMA

per: _____

BYLAW ENFORCEMENT OFFICER

(8)

BYLAW NUMBER 527
SCHEDULE B
FORM "B"
NOTICE OF HEARING

TO:

Re: THOSE PREMISES LOCATED AT

IN THE VILLAGE OF IRMA, ALBERTA

WHEREAS at its regular meeting of Council held on the day of
A.D., 19 , the Council of the Village Of Irma, considered a report of the
Bylaw Enforcement Officer, a copy of which is attached hereto, indicating an
infraction of Bylaw "The Untidy & Unsightly Premises & Abatement of Noise Bylaw,
of the Village of Irma";

AND WHEREAS Council passed a resolution directing that a Notice in Form
"B" be sent to you establishing a hearing into this matter;

NOW THEREFORE TAKE NOTICE that the Village of Irma, at the hour of
on the day of A.D., 19 , in the Council
Chambers of the Village Office, in the Village of Irma, will consider the said
report of the Bylaw Enforcement Officer;

AND FURTHER TAKE NOTICE that you or your representative shall at such time
be entitled to make a presentation to Council setting forth your reasons why an
Order should not be made;

AND FURTHER TAKE NOTICE that following the Hearing, and whether or not you
or your representative makes a presentation, Council may make an Order declaring
there has been an infraction of Bylaw No. 527 "The Untidy & Unsightly Premises &
Abatement of Noise Bylaw" of the Village of Irma, and ordering the remedying of the
condition or the removal of the contravention.

DATED at the Village of Irma, in the Province of Alberta, this day
of , A.D., 19 .

VILLAGE OF IRMA

MUNICIPAL ADMINISTRATOR

(9)

BYLAW NUMBER 527
SCHEDULE C
FORM "C"
ORDER

TO:

RE: THOSE PREMISES LOCATED AT

IN THE VILLAGE OF IRMA, ALBERTA

WHEREAS at its regular meeting of Council, held the _____ day of _____ A.D., 19____, the Council of the Village of Irma, considered a report of the Bylaw Enforcement Officer indicating an infraction of Bylaw No. 527, "The Untidy & Unightly Premises & Noise Abatement Bylaw of the Village of Irma", occurring in respect to the above premises.

AND WHEREAS after reviewing the said report and hearing presentations, it is Council's opinion that the said premises at _____ in the Village of Irma, is in contravention of Bylaw No. 527, "The Untidy & Unightly Premises & Noise Abatement Bylaw" in that:

i) a premise of land in which the owner has allowed the accumulation of building materials, other than in an enclosed building or structure, dirt, stones, tires, old implements, scrap iron or any other rubbish so as to cause an unsightly or untidy condition or hazard or nuisance.

OR

ii) in a residential area, the condition of permitting a motor vehicle or motor vehicles used for stock car races, a motor vehicle or motor vehicles which as all or part of its superstructure removed, or a motor vehicle or motor vehicles or the parts thereof which is in a dilapidated or unsightly condition to remain outside a building or on property located within the boundaries of the Village of Irma.

OR

iii) all occupants are required to prune or remove any trees or shrubs, that in any way interfere with or endanger the lines, poles, conduits, pipes, sewers or other works of the Village or any other public utility.

NOW THEREFORE BE IT ORDERED that the owner namely:

_____ of _____
do on or before the _____ day of _____, A.D., 19____,
remedy the said untidy and unsightly condition on those premises described as _____,
Alberta, by : _____, in the Village of Irma

AND IT IS FURTHER ORDERED that if the said condition on the said premises is not remedied in the manner above stated, by the said date above established, that the Administrative Staff of the Village of Irma, take immediate and necessary works to remedy the condition in the manner above stated.

AND IT IS FURTHER ORDERED that if the said owner does not remedy the condition and the Village of Irma, incurs costs in remedying the condition, such costs are chargeable to the said owner, and are to be added to the tax roll as a charge against the lands of the said owner in the same manner as taxes and with the same priority as to lien and to payment thereof as is in the case of ordinary municipal taxes.

ORDERED By Council of the Village of Irma, this _____ day of _____ A.D., 19____

VILLAGE OF IRMA

per: _____ per: _____
MAYOR MUNICIPAL ADMINISTRATOR

(10)

BYLAW NUMBER 527
SCHEDULE D
FORM "D"

PENALTIES AND FINES FOR CONTRAVENTION OF SECTION IV

| <u>1st Offence</u> | <u>2nd Offence</u> | <u>3rd and subsequent Offence</u> |
|--------------------|--------------------|---------------------------------------|
| \$25.00 | \$50.00 | \$75.00 |

(11)

BYLAW NUMBER 527

SCHEDULE E

FORM "E"

NOTICE TO OWNER

TO:

RE: THOSE PREMISES LOCATED AT
IN THE VILLAGE OF IRMA, ALBERTA

WHEREAS Section V of Bylaw No. 527, "The Untidy and Unsightly Premises & Noise Abatement Bylaw of the Village of Irma," provides:

i) all occupants are required to prune or remove any trees or shrubs that in any way, interfere with or endanger the lines, poles, conduits, pipes, sewers or other works of the Village or any other public utility.

AND WHEREAS a complaint has been received in respect to the above premises.

NOW THEREFORE, pursuant, to Bylaw No. 527, "The Untidy & Unsightly Premises & Noise Abatement Bylaw of the Village of Irma," TAKE NOTICE, that those premises located at _____ in the Village of Irma, Alberta, have been found to contain trees, that may interfere or endanger public utilities.

AND FURTHER TAKE NOTICE that if the said condition is not remedied on or before _____, that the matter may be reported to Council, requesting an order directing you to do the said work.

DATED at the Village of Irma, in the Province of Alberta, this _____ day of _____, A.D., 19 _____.

VILLAGE OF IRMA

per: _____
BYLAW ENFORCEMENT OFFICER

7.b.

BYLAW NO. 526

A BYLAW FOR THE LICENSING AND REGULATION OF CONCERTS

PURSUANT TO SECTION 228 OF THE MUNICIPAL GOVERNMENT ACT R.S.A. 1970, CHAPTER 246, THE COUNCIL OF THE VILLAGE OF IRMA, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED, HEREBY ENACTS AS FOLLOWS:

1. Purpose:

The purpose of this Bylaw is to license and regulate concerts in the Village of Irma.

2. Definitions:

In this Bylaw:

- (i) "Concert" shall mean any music festival, dance festival, "rock" festival, or similar musical activity, whether indoor or outdoor likely to attract 500 or more people in any one twenty-four (24) hour period, at which music is provided by paid or amateur performers or by pre-recorded means, and which is held at any place within the municipality, and to which members of the public are invited or admitted for a charge or free of cost;
- (ii) "Council" means the Council of the Village of Irma;
- (iii) "Health Officer" means the Medical Officer of Health appointed by the local Board of Health or by the board of a health unit as the case may be, or a person designated by the Medical Officer of Health, or where no Medical Officer of Health has been appointed the Local Board of Health or the board of a health unit as the case may be or such person as is designated by the Local Board of Health or the board of a health unit;
- (iv) "Licensee" means a person who has applied for and obtained a license to operate a concert pursuant to this Bylaw.
- (v) "Licensing officer" means the council or such person as council may designate;
- (vi) "Municipality" means the Village of Irma.

3. No person shall operate, maintain, conduct or advertise a concert in the municipality unless he has first obtained a license from the licensing officer to operate or conduct such a concert.

4. Applications for a license to conduct an indoor-outdoor concert shall be made to the licensing officer in writing at least sixty days prior to the proposed date of the concert and shall be accompanied by a non-refundable application fee of \$100.00 and shall contain the following information:

- (a) The name, age, residence, and mailing address and telephone number or numbers of the person making such application. If the application is made by a partnership, the names and addresses of the partners shall appear. Where the applicant is an incorporated company, the application shall be signed by at least two directors of the incorporated company and shall contain the addresses of such corporate directors and shall have attached a certified copy of the Certificate of Incorporation.
- (b) A written statement of the kind, character, or type of concert which the applicant proposes to conduct, operate or carry on.
- (c) The address or legal description of property where the proposed concert is to be conducted, operated, or carried on. Additionally, the applicant shall submit proof of ownership of the place where the concert is to be conducted or a statement signed by the owner of the premises indicating his consent that the site be used for the proposed concert.
- (d) The date or dates and the hours during which the concert is to be conducted.
- (e) An estimate of the number of customers, spectators, participants, and other persons expected to attend the concert for each day it is conducted.

- (f) The names and addresses of anyone contributing, investing, or having a financial interest greater than five hundred (\$500.00) dollars in producing the concert.
 - (g) A financial statement to give assurance of the ability of the applicant to meet the conditions of the license being applied for.
 - (h) A detailed written explanation of the applicant's plans to provide security and fire protection, water supplies and facilities, sewage and drainage facilities, food supplies and facilities, sanitation facilities, first aid facilities and services, vehicle parking spaces, vehicle access policing and on-site traffic control and, if it is proposed or expected that spectators or participants will remain at night or overnight, the arrangements for illuminating the premises and for camping or similar facilities. The applicant's plans shall include what provisions shall be made for numbers or spectators in excess of the estimate, provisions for the clean-up of the premises and provisions for the removal of the rubbish after the concert has concluded. A plot plan showing the arrangement of the facilities, including those for parking, egress, and ingress, shall be submitted with such application.
5. Every person applying for a license pursuant to this bylaw shall satisfy the licensing officer and health officer that he is able to meet the conditions and requirements set out in this bylaw.
6. Every licensee to conduct an indoor-outdoor concert shall be subject to the following conditions and requirements:
- (a) Security protection: Every licensee shall provide at his own expense security protection. This shall include the provision of a minimum of one security officer for every 100 persons expected to be in attendance.
 - (b) Water and sanitation facilities: Every licensee shall provide an ample supply of potable water for drinking and sanitation purposes at the site of the concert. The minimum supply of water to outdoor concerts shall be 68 litres of water for each person in attendance per day. All water shall meet Canadian Drinking Water Standards. Public and private flush-type water closets, lavatories and drinking facilities and sewage and drainage systems and items incidental to the operation of the foregoing shall be required as determined by the health officer. This condition shall only be deemed to have been met where the health officer has accepted such arrangements as satisfactory.
 - (c) Food concessions: Where the proposed concert is to be held a distance of 200 metres from public eating places, food handling places or like establishments, the applicant shall provide such food facilities as may be required by the health officer to adequately provide food services to those persons attending the concert.
 - (d) Every licensee shall be required to furnish such trash cans and garbage receptacles as may be required by the health officer. An adequate supply of plastic bag liners to fit the trash cans shall be provided and each container shall at all times have a plastic bag liner inserted and, when full, it shall be tied and removed and a new plastic bag liner inserted. The pickup and removal of trash, refuse, garbage and rubbish shall be at least once a day or often if required by the health officer. A signed contract with a licensed refuse collector shall be submitted and filed with the health officer. The removal of all trash and refuse shall be at the licensee's expense.
 - (e) First aid facilities: Every licensee shall provide such first aid facilities at the site of the concert as may be required by the health officer. The licensee shall provide ambulance services to transport persons attending the concert from the site of the concert to the nearest hospital where need arises. The type of ambulance service shall be as required by the health officer. Where a proposed concert is expected to attract a large number of persons to a site located a distance of five (5) kilometres from adequate existing treatment facilities, the licensee may be required to provide emergency medical treatment facilities on the premises of the concert.

- (f) Parking areas: Every licensee shall provide adequate parking spaces for persons attending the concert by motor vehicle. The licensee may be called upon to provide a separate parking space for every two (2) persons expected to attend the concert by motor vehicle. Such parking areas shall be clearly marked. The licensing officer shall approve an applicant's "parking plan" before a license shall be issued.
- (g) Access and parking control: The licensee shall provide adequate ingress and egress to the concert premises and parking areas, therefore necessary roads, driveways and entrance ways shall exist to insure the orderly flow of traffic into the premises from a highway or road which is part of the highway system or which is a highway maintained by the municipality. A special access way for fire equipment, ambulances and other emergency vehicles may be required. The licensing officer shall approve the licensee's plan for ingress and egress before a license shall be issued. Additionally, any licensee may be required to show that traffic guards are under his employ to insure orderly traffic movement and relieve traffic congestion in the vicinity of the concert area.
- (h) Hours of operation: All concerts which are subject to a license pursuant to the provisions of the Order shall close and cease operations continuously between the hours of 2:00 a.m. and 6:30 a.m. of each and every day.
- (i) Communications: The applicant shall be required to establish a communication system for public use where ordinary communications are not available. The licensing officer may require a provision of a mobile phone at the site of the concert.
- (j) Insurance: The applicant shall, at his own expense, provide the following insurance and each policy shall contain a clause stating that "this policy will not be cancelled or materially changed without the Insured giving at least fifteen (15) days notice by registered mail to the Owner" Certified copies of these policies shall be filed by the Applicant with the Owner prior to commencement of the Concert.

The Applicant shall at all times during the concert and until all conditions of the contract have been fully complied with keep all buildings, structures, works, equipment (other than the Applicant's mobile equipment), and supplies, including materials which will form part of such building, works, or structures, which are the subject of this contract, insured in the name of the Owner for an amount not less than replacement cost against the following perils:

All risks of direct physical loss or damage from any cause whatsoever, including flood and earthquake, and subject to a maximum deductible of \$500.00.

Such insurance shall be with Insurers and on forms acceptable to the Owner and shall contain the following clause: "It is agreed that the right to subrogation against the Owner and or any other interested party, subsidiary, affiliated, or associated organizations is hereby waived.

Such insurance shall include any loss of use or occupancy however caused.

Liability Insurance: The Applicant shall buy and keep in force until thirty (30) days after the date of the Concert, Personal Injury and Property Damage Liability Insurance. Such insurance shall be in the name of the Applicant and the Owner, and shall include a Cross Liability or Severability of Interest clause. Such insurance shall be on a form and with an Insurer acceptable to the Owner. Both Personal Injury and Property Damage sections are to provide coverage on an "Occurrence Basis."

Such insurance shall be for the following minimum limits:
Personal Injury and Property Damage - \$1,000,000.00

- (k) Indemnity: The Applicant shall indemnify and save harmless the Owner from and against all losses and all claims, demands, suits, actions, recoveries, and judgments of every nature and description brought or recovered against it and or the Owner, by reason of any act or omission of the said Applicant, its agents, or employees in the execution of the Concert.
 - (l) Miscellaneous: The licensing officer may impose such additional conditions as are reasonably calculated as necessary to protect the health, welfare, and property of local residents and persons attending concerts.
7. A licensee shall comply with all relevant Federal, Provincial or Municipal laws in existence.
8. The licensing officer may grant relief from any of the above requirements where it appears that such an action is in the best public interest.

This ability to grant relief shall be limited to those items within the control of the licensing officer under this bylaw and does not relieve the licensee from any conditions or requirement imposed by law, contract, or otherwise.

9. Any person who:

- (a) Operates, maintains, conducts, advertises a concert in the Village of Irma without first having obtained the licenses required by this Order; or
- (b) and having obtained the license, fails to comply with the conditions set out in this Order or attached to a license;

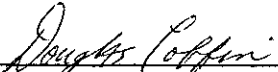
is guilty of an offence and is liable on conviction to a fine of not more than TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00) and not less than ONE THOUSAND TWO HUNDRED FIFTY DOLLARS (\$1,250.00) and in addition to a fine of not more than TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00) for every day the offense continues and in default of payment, to imprisonment for a term not exceeding thirty (30) days.

READ the first time the 1st day of December , 1981.

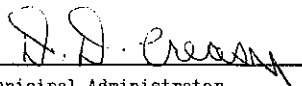
READ the second time the 1st day of December , 1981.

READ the third time the 1st day of December , 1981.

AND FINALLY PASSED.



Mayor



Municipal Administrator.

BYLAW NO. 525 - 81

A BYLAW OF THE VILLAGE OF IRMA, PROVINCE OF ALBERTA, TO AUTHORIZE THE MUNICIPAL COUNCIL TO LEVY GENERAL RATES FOR ALL WATER SUPPLIED FROM THE VILLAGE WATER SUPPLY SYSTEM .

WHEREAS, the Municipal Government Act being Chapter 246, Section 277 of the Revised Statutes of Alberta 1970 with amendments thereto, provides that a Council may pass bylaws or resolutions for the general maintenance or management or conduct of any public utility constructed or maintained,

AND WHEREAS, it is deemed expedient to amend the rates and regulations as set out in Water Rates Bylaw No. 452-76 and No. 453-77 to bring the customer utility deposit in line with current rates as levied.

NOW THEREFORE, THE MUNICIPAL COUNCIL OF THE VILLAGE OF IRMA, IN THE PROVINCE OF ALBERTA, DULY ASSEMBLED THIS 6th DAY OF OCTOBER A.D. 1981 ENACTS AS FOLLOWS:

1. THAT every person, firm or corporation being the registered owner or the purchaser entitled to possession under an Agreement for Sale of property, or occupier as tenant, which is served directly or indirectly by connection with the water supply system of the said Village of Irma shall pay monthly to the said Village the water service charges as set out on Schedule A-2 attached to Bylaw No. 525.
2. THAT a penalty of 5% be added on all water charges remaining unpaid after the 10th day of the month following billing, and service discontinued if such charges are not paid on or before the 20th day of the month after billing date.
3. The Council may vary the said rates or any of them from time to time.
4. Any person or persons making application for water service from the Village water supply system shall deposit with the Municipal Administrator a fee of \$25.00 as prepayment for water service.
5. The fee payable to the Village for the initial supply of water to a private service shall be \$5.00.
6. The fee payable to the Village for the initial supply of water to a business service shall be \$10.00.
7. The fee payable to the Village for shutting off of water supply to a private or business service outlet shall be \$5.00.
8. Any service which is disconnected for reason of nonpayment shall be required to pay a service charge in addition to those as set out in 5 or 6 and 7 above of \$10.00 for re-instatement of service.
9. No subscriber to the Village water supply system shall by gift, sale, or otherwise discharge by hose or other conveyance, water for use outside the property for which the service is registered.
10. Any unpaid water service charges provided for under this bylaw shall constitute a debt recoverable by action in any Court of Competent Jurisdiction or by distress upon and seizure of the goods and chattels of the owner or purchaser of the property served, and when in default shall constitute a lien against the property and shall be subject to the same penalties and collectable in the same manner as other taxes levied by the Village.
11. Bylaw No. 452-76 and Bylaw No. 453-77 are hereby repealed upon the final passing of this Bylaw No. 525-81.

Done and passed in open Council assembled this 6th day of October A.D. 1981.

Read for the first time this 6th day of October A.D. 1981.

Read for the second time this 6th day of October A.D. 1981.

Read for the third time and duly passed in open Council assembled this 6th day of October A.D. 1981.


Mayor

SCHEDULE "g-2" TO BY-LAW NO. 453 - WATER RATES

| | | | |
|-----|---|-------|-----------|
| 1. | Bulk Water - Minimum Charge \$25.00 | .05c | per gal |
| 2. | Dwellings - Single | 9.00 | per month |
| 3. | Apartment Houses, - per unit | 9.00 | per month |
| 4. | Hotel - Restaurant & Bar | 22.50 | " " |
| | - per room | 4.50 | " " |
| 5. | Restaurant | 15.00 | " " |
| 6. | Office Buildings - Post Office | 8.00 | " " |
| 7. | Stores | 8.00 | " " |
| 8. | Theatres | 15.00 | " " |
| 9. | Legion Hall | 8.00 | " " |
| 10. | Banquet Halls | 8.00 | " " |
| 11. | Barber Shop & Popl Hall | 9.00 | " " |
| 12. | Locker Plant or retail with meat pro | 13.00 | " " |
| 13. | Garage & Service Stn. - with wash | 15.00 | " " |
| 14. | Garage & Service Stn. - no wash | 10.00 | " " |
| 15. | School - er room | 8.50 | " " |
| 16. | Coin Laundry - per unit | 10.00 | " " |
| 17. | Car Wash - per unit | 10.00 | " " |
| 18. | M.D. Grader Shed | 10.00 | " " |
| 19. | Alberta Housing Unit - per unit | 9.00 | " " |
| 20. | Arena | 25.00 | " " |
| 21. | Curling Rink | 25.00 | " " |
| 22. | Auto Body Shop | 13.00 | " " |
| 23. | Motel - per unit | 4.50 | " " |
| 24. | Ranger Oil - Dwlg & Shop | 24.00 | " " |
| 25. | Northwestern Utilities - Dwlg. & Shop | 24.00 | " " |
| 27. | Churches | 7.00 | " " |

July 7/81
copy to P. U. B.

BY-LAW NO. 522 - 81

A BY-LAW TO AUTHORIZE THE MUNICIPAL COUNCIL OF THE VILLAGE OF IRMA TO ENTER INTO AN AGREEMENT WITH THE MUNICIPAL DISTRICT OF WAINWRIGHT NO. 61 FOR THE JOINT PURCHASE, USE AND CONTROL AND MANAGEMENT OF THE FIRE EXTINGUISHING APPARATUS AND EQUIPMENT.

WHEREAS, it is deemed expedient to enter into an agreement made and entered into between the Village of Irma and the Municipal District of Wainwright No. 61, dated and signed by the Village, June 2, 1981 for the purchase, operation and joint use of fire extinguishing equipment and apparatus.

NOW THEREFORE THE COUNCIL OF THE VILLAGE OF IRMA ENACTS AS FOLLOWS:

That the Agreement made between the Village of Irma and the Municipal District of Wainwright No. 61, dated January 3, 1979 shall be amended to include the purchase and operation of equipment as set out in an Agreement under the seal of the Municipal District of Wainwright No. 61 dated April 21, 1981 and the seal of the Village of Irma, dated June 2, 1981.


The Mayor and the Municipal Administrator of the Village of Irma are hereby authorized to affix the seal of the Village to the agreement hereto attached and to execute the same in the name of and on behalf of the Village.

This By-law shall take effect on the date of the final passing thereof.

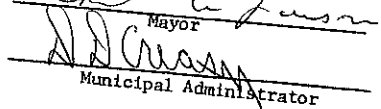
READ a first time in Council assembled this 5th day of August, A.D. 1981

READ a second time in Council assembled this 5th day of August, A.D. 1981.

READ a third time and finally passed in Council assembled this 5th day of August, A.D. 1981.



Mayor



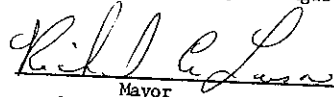
Municipal Administrator

BY-LAW NO. 523 - 81

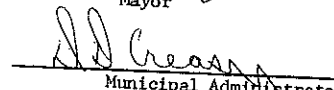
A BY-LAW TO AUTHORIZE THE MUNICIPAL COUNCIL OF THE VILLAGE OF IRMA TO AMEND LAND USE BY-LAW NO. 499 WHICH PROVIDES FOR DEVELOPMENT AND ZONING CONTROL WITHIN THE VILLAGE LIMITS.

WHEREAS, it is deemed expedient and proper, pursuant to the provisions of Section 135 (e) of the Planning Act, 1977, that Council shall hereby authorize the subdivision and re-zoning of Pt. S.W. 34-45-9-W4th, Plan 2332 J.Y. , as set out in Blk. "B" of Schedule "A" attached hereto, from Urban Reserve U-R to Residential District R-1, and that the Zoning Map which forms part of By-law No. 499 with this amendment thereto, be revised accordingly.

READ a first time in Council assembled this 5th day of August, A.D. 1981.



Mayor

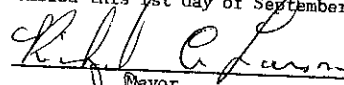


Municipal Administrator.

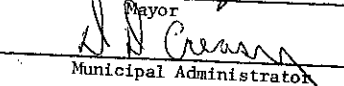
Approved as and when finally passed.

READ a second time in Council assembled this 1st day of September, A.D. 1981.

READ a third time in Council assembled this 1st day of September, A.D. 1981.



Mayor



Municipal Administrator

VILLAGE OF IRMA

BYLAW NO. 535

A BYLAW OF THE VILLAGE OF IRMA IN THE PROVINCE
OF ALBERTA, TO AUTHORIZE THE COUNCIL TO ISSUE
A GRANT TO CERTAIN CHARITABLE ORGANIZATIONS.

WHEREAS, pursuant to the provisions of Section 212 of the Municipal
Government Act, being Chapter M-26 of the Revised Statutes of Alberta, 1980,
and amendments thereto, the Council may by bylaw provide for grants to any
charitable organizations in any year.

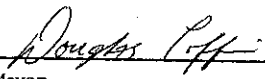
NOW THEREFORE, The Council of the Village of Irma under the authority
and pursuant to the provisions of Section 212 of the Municipal Government
Act, as amended, does hereby enact as follows:

1. That a grant in the amount of Seventy-five (\$75.00) Dollars be
issued to the Canadian National Institute for the Blind, in the
year 1983.
2. That a grant in the amount of Seventy-five (\$75.00) Dollars be
issued to the Salvation Army, in the year 1983.
3. That this bylaw shall come into effect upon the date of final
reading.

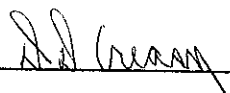
READ a first time this 1st day of March, A.D. 1983.

READ a second time this 1st day of March, A.D. 1983.

READ a third^{time} and finally passed this 1st day of March, A.D. 1983.



Mayor



Municipal Administrator.

VILLAGE OF IRMA

BYLAW NO. 534

A BYLAW TO AUTHORIZE THE MUNICIPAL COUNCIL OF THE VILLAGE OF IRMA TO ENTER INTO AGREEMENTS WITH HER MAJESTY THE QUEEN IN THE RIGHT OF ALBERTA (REPRESENTED BY THE MINISTER OF THE ENVIRONMENT)

WHEREAS under the provisions of Section 119 of the Municipal Government Act, being Chapter 246 of the Revised Statutes of Alberta, 1980, (as amended), the Council may pass a Bylaw authorizing the making of an agreement with the Province of Alberta, or its agents, for the performance of any matter or thing considered by the Council and the Province or its agents to be a benefit to both parties; and

WHEREAS under Section 7 of The Land Surface Conservation and Reclamation Act the Minister of the Environment may enter into an agreement with an owner to restrict the use of certain land;

NOW THEREFORE the Municipal Council of Village of Irma in Council assembled enacts as follows: -

THAT the Mayor and the Municipal Administrator of the Village of Irma be and are hereby empowered to execute an agreement similar to the form attached and marked Exhibit "A", between the said Village and the Minister of the Environment relating to reclamation of certain lands described as follows: -

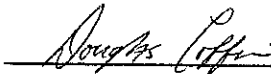
All that portion of the South East quarter of Section Twenty - Eight (28), Township Forty-five (45), Range Nine (9), West of the Fourth Meridian, in the said Province, taken for Nuisance Grounds of record in the Land Titles Office for this Land Registration District as Road Plan 3269 E.O. containing Two and twenty-three hundredths (2.23) acres more or less.

Reserving thereout the mines and minerals.

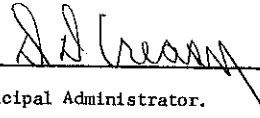
READ A first time this 1st day of March, A.D. 1983.

READ a second time this 1st day of March, A.D. 1983.

READ a third time and finally passed this 1st day of March, A.D. 1983.



Mayor



Municipal Administrator.

VILLAGE OF IRMA

BYLAW NO. 533

A BYLAW OF THE VILLAGE OF IRMA TO ENTER INTO AN AGREEMENT WITH THE PARTICIPATING LOCAL AUTHORITIES WITHIN THE BOUNDARIES OF THE MUNICIPAL DISTRICT OF WAINWRIGHT NO. 61 TO PROVIDE FOR THE JOINT ESTABLISHMENT AND OPERATION OF A REGIONAL SOLID WASTE SYSTEM.

WHEREAS Section 113 of the Municipal Government Act, being Chapter M-26R.S.A., 1980 and amendments thereto provides that : (1) a council may pass a bylaw authorizing the making of an agreement with the council of any other municipality (or the Minister of Municipal Affairs on behalf of any improvement district or special area) for the joint construction, ownership, maintenance, operation and use of a public work for the performance of any other matter considered by all the councils (or the Minister) concerned to be a benefit to their respective municipalities (improvement districts or special areas); and

(2) the council may in the bylaw appoint one or more of its members to be members of a joint committee with members appointed by the councils of other municipalities (or the appointee of the Minister of Municipal Affairs on behalf of any improvement district or special area) and may delegate to such joint committee power to construct, maintain, control and manage such undertaking, including the power to disburse the proceeds of debentures or other funds used for the purpose of such undertaking; and

WHEREAS in the interests of minimizing potential damage to the environment from improper refuse disposal the participating local authorities wish to establish a regional solid waste system to serve all participating municipalities (improvement districts or special areas);

NOW THEREFORE by virtue of the powers vested in it the council of the Village of Irma enacts as follows:

THAT the Village of Irma enter into an agreement with the other participating local authorities within the boundaries of the Municipal District of Wainwright No. 61 for the construction, ownership, maintenance, operation and use of a regional solid waste system; and

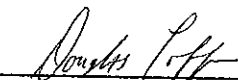
THAT the Mayor or the appointed Councillor of the Village of Irma be authorized to represent the Village on a regional solid waste management authority responsible for the construction, maintenance, control and management of the regional solid waste system and to sign the aforementioned agreement with the other participating local authorities on behalf of the Village.

THAT the regional solid waste management authority shall have the power to disburse the proceeds of debentures or other funds used for the purpose of the regional solid waste system.


READ a first time by unanimous consent of all Councillors present
this 1st day of March A.D. 1983.

READ a second time by unanimous consent of all Councillors present
this 1st day of March A.D. 1983.

READ a third time and finally passed by unanimous consent of all Councillors present this 1st day of March A.D. 1983.



Mayor


Municipal Administrator.

VILLAGE OF IRMA

BYLAW NO. 532

A BYLAW OF THE VILLAGE OF IRMA IN THE PROVINCE OF ALBERTA TO REGULATE AND MAINTAIN A SYSTEM FOR THE COLLECTION, REMOVAL, AND DISPOSAL OF GARBAGE AND REFUSE WITHIN THE VILLAGE OF IRMA.

Under the authority, and pursuant to the provisions of Section 199 of the Municipal Government Act, being Chapter M-26 RSA 1980 and amendments thereto, the Council of the Village of Irma, enacts as follows:

PART I ADMINISTRATION

Section 1.1 Short Title

1.1.1 This Bylaw may be cited as the Garbage and Refuse Bylaw.

Section 1.2 Definitions

1.2.1 Garbage shall mean all waste products produced by households and businesses.

1.2.2 Animal waste products shall mean all waste products of animal origin produced by the Veterinary Clinic, slaughter house and butcher shops. It shall include dead dogs, cats, and other animals.

1.2.3 Refuse shall mean such waste products as tree clippings, metal objects, and empty cardboard or wooden containers.

1.2.4 Contractors waste shall mean those products resulting from construction or demolition, and shall include earth, plaster, scrap, and metal piping and concrete.

1.2.5 Clean fill shall mean uncontaminated earth removed from construction sites and elsewhere, and shall include top soil, sand, gravel, and clay.

1.2.6 Where the term Municipal Administrator is used in this Bylaw, it shall include such persons as he/she may delegate from within his/her staff.

1.2.7 Garbage containers shall mean:

(a) A can of galvanized metal not greater than 30 inches in height, and 24 inches in diameter. It must have two handles and a galvanized lid which is fly proof and water tight.

(b) A can of plastic or rubber not greater than 30 inches in height, and 24 inches in diameter, with two handles and a clamp on plastic lid. Any plastic or rubber containers must be of RUBBERMAID ALL WEATHER standard or better.

(c) A sheet metal container with lids and ends of 16 gauge steel, the sides and bottom of 14 gauge steel, the whole mounted on 6 inch caster type wheels. This container is to be a minimum of 2 cubic yard capacity, and must attach to the existing lifting mechanism on the garbage packer. These are manufactured by machine shops on order.

Section 1.3 Property of garbage refuse.

- 1.3.1 All matter collected by the Village or its Contractor, in the normal course of garbage collection, shall become the property of the Village or the Contractor. Similarly, all matter deposited in the Nuisance Grounds or Sanitary Land Fill becomes the property of the Village or the Contractor.

Section 1.4 Permits and Permissions

- 1.4.1 Contractors shall obtain permission of the Municipal Administrator before depositing contractors' waste in any Nuisance Ground or Sanitary Land Fill.
- 1.4.2 Citizens of the Village of Irma may deposit refuse and animal products in the Nuisance Grounds and Sanitary Land Fill at Wainwright provided the refuse and/or animal waste products are placed in the area allotted to them.
- 1.4.3 Any person transporting refuse, animal waste products, or contractors waste to any Nuisance Ground or Sanitary Land Fill will ensure that their loads are such that no object can fall off during transportation. If necessary, tarps will be ordered to prevent such fall-off.

Section 1.5 Administration of this Bylaw.

- 1.5.1 The Municipal Administrator shall be responsible for the administration of this Bylaw.
- 1.5.2 The Contractor shall have complete jurisdiction over pick-up and transport of garbage, as set out in the Contract Agreement between the Village and the Contractor. The operation of the Nuisance Grounds and Sanitary Land Fill shall be under the jurisdiction of the Town of Wainwright. This jurisdiction extends to the making of regulations and signing of where and when each class of waste may be deposited.

Section 1.6 Repeal previous bylaws.

- 1.6.1 This Bylaw repeals all previous Bylaws relating to the regulating and maintaining of a system for the collection and disposal of garbage and refuse within the Village of Irma.

PART II GARBAGE AND REFUSE HANDLING WITHIN THE VILLAGE

Section 2.1 Responsibility of owner or occupier.

- 2.1.1 Garbage while on the occupants property or premises shall be stored in garbage containers.
- 2.1.2 The occupant of every premise shall provide sufficient garbage containers to meet the needs of the occupants.
- 2.1.3 The Contractor may, when he considers that there are not sufficient garbage containers to meet the needs of the occupant, or that existing garbage containers need replacing, give notice to the owner or occupier by means of a Courtesy Card, see Annex "a", requiring the occupant to provide such additional or replacement containers.

- 2.1.4 The occupant of any premises shall be responsible for the proper use of garbage containers, and for keeping the area around the containers in a neat and sanitary condition.
- 2.1.5 All garbage containers of the can type shall be placed on wooden or metal stands. Such stands will be 16 inches above ground level, and will be located on the owners property. Container stands may be enclosed or screened, but such enclosure or screening must not prevent easy access to the containers by the garbage disposal crews.
- 2.1.6 Grass clippings and garden refuse may be placed out for collection in burlap or plastic bags, or cardboard containers provided such bags or containers are securely tied.
- 2.1.7 Clippings from shrubs and trees will be collected providing they are compactly and securely tied in bundles not exceeding 4 feet in length.
- 2.1.8 Newspaper, waste paper, and magazines may be tied securely in bundles and placed by the side of the garbage stand for removal.
- 2.1.9 Manure, night soil, tree stumps, turf, earth, rocks, gravel, iron, concrete, and contractors waste are not acceptable for collection by the Contractors Garbage Disposal Truck, except by special arrangement made with the Contractor.

Section 2.2 Responsibility of the Village.

- 2.2.1 Courtesy Cards as shown by Annex "a" will be issued by the Contractor to inform residents of irregularities in the manner in which garbage and refuse is being set out.
- 2.2.2 These Courtesy Cards will be issued twice for any one irregularity before action is taken on a violation of this Bylaw.
- 2.2.3 The Contractor will use all reasonable care in the handling of garbage containers. As many plastics become extremely brittle during cold weather, the Village, while permitting the use of plastic garbage containers, admits to no liability if such plastic containers crack during normal usage, during periods of cold weather.

Section 2.3 Burning.

- 2.3.1 There will be no burning of refuse, grass, or leaves on Village property without first obtaining the permission of the Village Fire Chief.
- 2.3.2 Residents wishing to burn dried grass, leaves, etc., on their own property site, will first obtain a permit from the Village Fire Chief. This permit will be in the same form as that used by the Department of Lands and Forests of the Province of Alberta. The regulations on the reverse of the form will apply to the Village of Irma. The Village Fire Chief is hereby authorized to counter sign the fire permits in the place shown for the Forest Officer.

- 2.3.3 Grass, leaves, garden refuse, and paper may be burned on private property in an approved incinerator. Approval for incinerators will only be given to those which meet the specifications laid down by the Department of Health of the Province of Alberta. A copy of these specifications is held at the Village Office. In no case will burning take place on Sundays, Mondays, or Statutory Holidays. From the date that this Bylaw comes into effect, the use of 45 gallon drums or similar burners as incinerators within the Village is prohibited.
- 2.3.4 Kitchen garbage, animal wastes, and waste petroleum products will not be burned in private incinerators.
- 2.3.5 Owners of approved incinerators are responsible for the removal of ashes from those incinerators. Such ashes when cooled may be placed in a garbage container, and will be removed by the Contractor's Garbage Truck. Under no circumstances will the Contractor be expected to remove ashes from an incinerator.

Section 2.4 Waste Petroleum Products

- 2.4.1 Under no circumstances will waste petroleum products be discharged into sanitary or storm sewers.
- 2.4.2 The attention of garages, service stations and machine shops is directed to paragraph 9 of Alberta Regulations 282/68 Regulations under the Fire Prevention Act Part VI Service Station Regulations which reads as follows:
 - 9. The draining of crank cases and waste Class A Flammable liquids may be
 - (a) stored in an approved underground tank set aside for the purpose and located outside the building or
 - (b) removed from the premises each day and disposed of in a manner satisfactory to the local authority.
- 2.4.3 Waste Petroleum products will be dumped in the tank at the Wainwright Nuisance Grounds or Sanitary Land Fill. It will only be ignited by the Wainwright Town Works staff.

PART III GARBAGE AND REFUSE HANDLING AT THE NUISANCE GROUNDS OR SANITARY LAND FILL

Section 3.1 Control

- 3.1.1 The Town Works Superintendent, Town of Wainwright will control the manner and location in which material will be deposited in the Nuisance Grounds or Sanitary Land Fill at Wainwright.
- 3.1.2 The Town Works Staff, Town of Wainwright will place signs at the Nuisance Grounds or Sanitary Land Fill to show locations at which various materials may be dumped.
- 3.1.3 Persons depositing garbage or refuse or waste animal products at the Nuisance Grounds or Sanitary Land Fill will do so only in the appropriate assigned area.
- 3.1.4 The Town of Wainwright Works Superintendent will have a trench dug into which all waste animal products will be dumped. Under no circumstances will waste animal products be deposited elsewhere than in this pit.
- 3.1.5 The Town of Wainwright Works Superintendent will ensure that waste animal products are buried or burned depending on weather conditions.

Section 3.2 Burning at Refuse Pits, Nuisance Grounds, and Sanitary Land Fills
3.2.1 Due to the danger of fires spreading from the Nuisance Grounds or Sanitary Land Fill, fires will only be lit by The Town of Wainwright Works Staff.

PART IV DEPOSITS

Section 4.1 Deposit Requirements

4.1.1 All residential, commercial, industrial buildings or establishments when occupied or in use, shall deposit with the Municipal Administrator a fee of Ten (\$10.00) as a deposit for services.

PART V SCHEDULE OF RATES FOR GARBAGE PICK-UP

Section 5.1 See Annex "B"

5.1.1 Terms and conditions as set out in Agreement between the Village of Irma and Mid Alberta Disposals Ltd. shall apply to all properties within the Village.

PART VI PENALTIES FOR VIOLATION

Section 6.1 Penalties

6.1.1 Any person or persons found guilty of a breach of any of the provisions of this Bylaw shall, upon Summary Conviction, be liable to a fine not exceeding Twenty Five (\$25.00) Dollars exclusive of costs for the first offence, and for each subsequent offence shall, upon Summary Conviction, be liable to a fine not exceeding One Hundred (\$100.00) Dollars exclusive of costs.

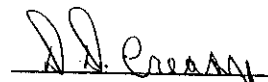
READ A FIRST TIME THIS 2nd day of November, A.D. 1982

READ A SECOND TIME THIS 2nd day of November, A.D. 1982.

READ A THIRD TIME and finally passed this 2nd day of November, A.D. 1982.



Mayor



Municipal Administrator

VILLAGE OF IRMA

ANNEX "B" BYLAW NO. 532

SCHEDULE OF RATES FOR GARBAGE PICK - UP

| | |
|-----------------------------|-------------------|
| Residences | \$5.50 per month. |
| Commercial | \$5.50 per month. |
| Industrial | \$5.50 per month. |
| Halls, Churches | \$5.50 per month. |
| Arena - Curling Rink | \$5.50 per month. |
| Bulk Oil Agencies | \$5.50 per month. |
| Grain Elevators | \$5.50 per month. |
| Oilfield & Related Services | \$5.50 per month. |