
Being a By-law for the purpose of establishing garbage disposal regulations and to establish a scale of charges for use of the Westside Sanitary Land Fill.

WHEREAS the Letters Patent of the Regional District of Central Okanagan, adopted the 19th day of March, 1974, granted the function of garbage disposal to the Regional District of Central Okanagan with the member municipalities of the defined area of Electoral Area G and the defined area of Electoral Area H as outlined therein as participating in the said function;

AND WHEREAS the Letters Patent, referred to above, grants the Regional District the authority to establish a garbage disposal system and establish, develop, operate, regulate and maintain grounds for the disposal of garbage and waste and may, by By-law, establish and impose charges for use thereof within the areas comprising the member municipalities set out herein. The "Sanitary land fill site" being the disposal grounds shall be located on District Lot 3794, O.D.Y.D.; or such other site as may be acquired by the said Regional District from time to time;

AND WHEREAS the provisions of sub sections 1 and 2 of Section 534 of the Municipal Act RSBC, 1960 and Amendments thereto apply.

NOW THEREFORE the Regional Board of the Regional District of Central Okanagan, in open meeting enacts as follows:-

1. In this By-law, unless the context otherwise required
 - (i) "Regional District of Central Okanagan" shall mean the Regional District of Central Okanagan as described in the Letters Patent or subsequent amendments thereto incorporating the said Regional District,
 - (ii) "Regional Board" means the Regional Board of the Regional District of Central Okanagan holding office for the time being,
 - (iii) "Secretary-Treasurer" shall mean the Secretary-Treasurer of the Regional District of Central Okanagan.
 - (iv) "Person" shall mean and includes any individual, corporation, partnership or party and the heirs, executors, administrators, or other legal representatives of the same to whom the context can apply according to law.
 - (v) "Ashes" means cinders and remains of any fuel after such fuel has been consumed by fire and are not hot at the time of collection.
 - (vi) "Garbage" means and includes any and all rejected, abandoned or discarded waste or vegetable or animal food, floor sweepings, crockery, glass or metal wear having contained food and includes trees, hedge clippings, and other garden refuse or rubbish.
 - (vii) "Area of Service" shall mean the defined area of Electoral Area G and the defined area of Electoral Area H as set out by legal description in the Letters Patent of the Regional District of Central Okanagan as referred to in this By-law.
 - (viii)/

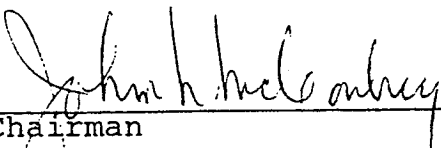
(viii) "Sanitary Inspector" shall mean and include a sanitary or litter inspector employed by the Regional Board or by the Provincial Government having authority within the area of service.

(ix) "Trade Waste" means refuse and accumulation of waste and abandoned materials resulting from the operation of a trade or business, including papers, boxes, and packing cases, wrapping materials, sweepings, old tires, tubes, small metal parts and all inflammable materials of a like nature other than automobile bodies, chassis, garbage and ashes.

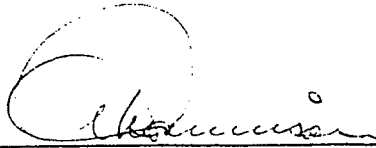
2. It shall be lawful for the Regional District to construct, maintain and operate such a Sanitary Land Fill and the Regional Board is hereby authorized and empowered as follows; and the same shall be under the control and direction of the Secretary-Treasurer.
 - (i) to acquire works, machinery, tools, material, apparatus and equipment necessary and proper for the purposes aforesaid;
 - (ii) to employ such officers and employees necessary and proper for the purposes aforesaid at such remuneration or payment as the Regional Board of the Regional District of Central Okanagan may from time to time determine;
 - (iii) to carry out any work incidental to the purposes aforesaid
3. All persons within the service area are hereby compelled to dispose of garbage and ashes within the Sanitary Land Fill Site established by the Regional District.
4. The Regional Board may, by Resolution, designate the day or days of the week and the hours of each day on which refuse will be accepted within the confines of the "Sanitary Land Fill Site"
5. All persons making use of the "Sanitary Land Fill Site" shall abide by the regulations as promulgated by the Regional Board from time to time.
6. No person or persons shall enter the "Sanitary Land Fill Site" without firstly securing permission.
7. No person shall place or mix any explosive substance with any material for disposal as garbage, trade waste or ashes.
8. The schedule of rates and charges chargeable by the Regional District for the disposal of trade waste, garbage, rubbish, and other matter, shall be as outlined on Schedule 'A', attached to and forming part of this By-law.
9. Except as in this By-law, or in any amendments thereto, no monies received by the Regional District in payment or rates or fees chargeable under this By-law or under any amendments thereto shall be applied to the payment of rates or fees for the then current month, until all rates and fees which shall have become due in previous months have been fully paid.
10. The rates and charges imposed and payable under the provisions of this By-law and which remain unpaid after the due date specified herein for payment of the same, shall be a debt due to the Regional District, recoverable by action in any court of competent jurisdiction.
11. Persons disposing of old automobile bodies shall do so by delivering same to the Garbage disposal ground with tires, wheels, battery, and gas tank removed and the fee as set out in Schedule 'A' herein shall be paid to the Regional District.

- 12. Contractors shall deliver waste construction materials to the Garbage Disposal Ground and the fee set out in Schedule 'A' herein shall be paid to the Regional District.
- 13. Waste materials from the demolition of buildings shall be delivered by the person so demolishing said buildings to the garbage disposal ground only upon receipt of a permit from The Regional District and upon payment of fees set out in Schedule "A" herein.
- 14. The disposal grounds for such trade waste, garbage, rubbish and other matter shall be under the direction and supervision of the Regional District and all trade waste, garbage, ashes and other matter shall be deposited therein as directed by the Secretary-Treasurer, or person appointed by him.
- 15. Every person who violates any of the provisions of this By-law or who suffers or permits any act or thing to be done in contravention or in violation of any of the provisions of this By-law or who neglects to do or refrains from doing anything required to be done by any of the provisions of this By-law, or who does any act which violates any of the provisions of this By-law, shall be deemed to be guilty of an infraction thereof and liable to the penalties hereby imposed.
- 16. Every person guilty of an infraction of this By-law shall be liable on summary conviction to a penalty not exceeding One Hundred Dollars (\$100.00) for each offence and a fresh penalty not exceeding the same amount for every day or portion of a day during which such infraction shall continue.
- 17. This By-law may be cited for all purposes as the Regional District of Central Okanagan, Westside Garbage Disposal By-law No. 87 , 1974.

READ A FIRST TIME THIS 4th day of December , 1974
 READ A SECOND TIME THIS 4th day of December , 1974
 READ A THIRD TIME THIS 4th day of December , 1974
 RECONSIDERED AND ADOPTED THIS 8th day of January ,
 1975.



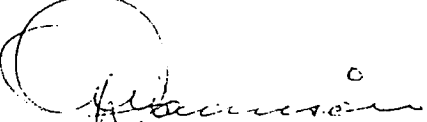
 Chairman



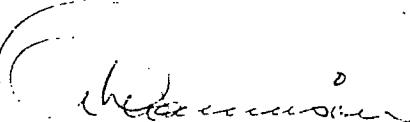
 Secretary-Treasurer

I hereby certify the foregoing to be a true and correct copy of the By-law No. 87 , cited as "Regional District of Central Okanagan, Westside Garbage Disposal By-law" as read a third time by the Board on the 4th day of Dec. , 1974.
 Dated at Kelowna, British Columbia, this 14th day of January , 1975.

I hereby certify the foregoing to be a true and correct copy of the By-law No. 87 , cited as "Regional District of Central Okanagan, Westside Garbage Disposal By-law, as reconsidered and adopted by the Board on the 8th day of January , 1975.
 Dated at Kelowna, British Columbia this 14th day of January 1975.



 Secretary-Treasurer



 Secretary-Treasurer

SCHEDULE 'A'

RATES AND CHARGES CHARGEABLE BY THE REGIONAL DISTRICT
FOR THE DISPOSAL OF TRADE WASTE, GARBAGE AND OTHER
MATTER.

- A. Household waste & garbage (Not compacted)
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|---|-------------|
| up to 2 cu. yd. load | \$1.00 |
| over 2 cu. yd. but not more than
5 cu. yd. | \$2.00 |
| over 5 cu. yd. load | 0.50/cu.yd. |
- B. Compacted or Trade Waste
\$1.00 / cu. yd. - minimum \$2.00 per load
- C. Car bodies or portions thereof (stripped
and ready for crushing)
\$5.00 per car body or portions thereof
- D. Waste materials from demolished buildings
or building materials (permit required)
\$10.00 per load.