

TOWN OF CHESTERMERE

PROVINCE OF ALBERTA

BYLAW #010-14

A Bylaw of the Town of Chestermere, in the Province of Alberta, to provide for the removal of lake weeds from lakefront residential properties.

WHEREAS The Municipal Government Act, RSA 2000, C. M-26 and amendments thereto provides that a Municipal Council may pass bylaws for the municipal purposes respecting the safety, health and welfare of people, and for services provided by or on behalf of the municipality, and the enforcement of bylaws;

AND WHEREAS Council deems it desirable to regulate and control the disposal of lake weeds from lakefront residential properties;

NOW THEREFORE The Municipal Council of the Town of Chestermere, Alberta duly assembled, hereby enacts as follows:

1. Title

(1) This bylaw may be cited as "Lake Weed Residential Bin Bylaw."

2. Definitions

In this bylaw:

(a) "*Bins*" means the green lake weed bins that are delivered to each lake front residential property;

(b) "*Curbside*" means the area located directly in front of the lake front residential property and does not include the sidewalk;

(c) "*Lake*" means Chestermere Lake;

(d) "*Lake Weeds*" means weeds collected directly from the lake on residential properties;

(e) "*Lake front residential*" means residential properties that are located directly on the lake and have direct access to the lake;

(f) "*Town*" means the Town of Chestermere;

(g) "*Peace Officer*" means a Peace Officer appointed pursuant to the Peace Officer Act, S.A. 2006, c. P-3.5 and the regulations thereof, as amended or replaced from time to time.

3. Application

- (1) Nothing in this Bylaw relieves a person from complying with any provision of any federal or provincial law or regulation, other bylaw or any requirement of any lawful permit, order or license.**
- (2) Any heading, sub-headings, or tables of contents in this Bylaw are included for guidance purposes and convenience only, and shall not form part of this Bylaw.**
- (3) Where this Bylaw refers to another Act, bylaw, regulation or agency, it includes reference to any Act, bylaw, regulation or agency that may be substituted therefore.**
- (4) All the schedules attached to this Bylaw shall form a part of this Bylaw.**
- (5) This bylaw is gender-neutral and, accordingly, any reference to one gender includes the other.**
- (6) The standard level of service for each property is one bin with pickup as is set out in the published schedule.**

4. General Provisions

- (1) One bin will be provided to lakefront residential properties and each bin will assigned to the property with a serial number; additional bins will be provided to residents who express a need for an additional bin and who are able to demonstrate that the additional bins are being used for the disposal of lake weeds.**
- (2) All bins will remain with the residential property and will remain the property of the Town;**
- (3) A delivery charge of \$25.00/ additional bin (effective May 1, 2015) will be applied for the initial drop-off of the container and pick-up at the end of the season. Residents may pick up additional bins at the Town of Chestermere Public Works yard by making arrangements through the CAO;**
- (4) Bins damaged or lost may be replaced at the expense of the resident and in accordance with Schedule A of this bylaw;**

- (5) Bins will only be used for the purpose of the collection and disposal of lake weeds, all other materials are strictly prohibited; failure to comply will result in fines outlined in Schedule A of this bylaw; and
- (6) All lake weeds must be placed inside the bin provided by the Town, failure to comply will result in fines outlined in Schedule A of this bylaw.
- (7) Bins will be emptied curbside in accordance to the schedule released annually, prior to the commencement of the program.

5. Violations

- (1) Where the CAO or designate of the Town believes that a person has contravened any provision of this Bylaw, he/she may commence proceedings by issuing a violation ticket in accordance with the Provincial Offences Procedures Act.
- (2) This section shall not prevent any officer from issuing a violation ticket requiring court appearance of the defendant, pursuant to the provisions of the Provincial Offences Procedures Act, or from laying an information instead of a violation ticket.

6. Severability

- (1) If any Section or parts of this Bylaw are found in any court of law to be illegal or beyond the power of Council to enact, such Section or parts shall be deemed to be severable and all other Section or parts of this Bylaw shall be deemed to be separate and independent there from and to be enacted as such.

7. General

- (1) This bylaw shall take effect on the day which it is finally passed.

READ A FIRST TIME this 20 day of MAY.

READ A SECOND TIME this 20 day of MAY.

READ A THIRD TIME this 21 day of JULY.

Resolution Numbers – 167-14, 168-14, 214-14



MAYOR



CAO

Schedule "A"
(Effective May 1, 2015)

Additional Bin Delivery Charge	\$25.00/bin
Replacement of damaged or lost bins	\$100.00
Use of bin for waste materials that are not lake weeds	\$250.00
Leaving lake weeds on roadway, boulevard, sidewalk or curb	\$250.00