



ANTI-LITTER BY-LAW

BY-LAW NO.

BL-PPS-01

PASSED BY COUNCIL ON

FEBRUARY 18, 2025

MOTION NUMBER

M25-053

PUBLISHED BY AUTHORITY

Pursuant to the authority conferred by the Towns and Local Service Districts Act (SNL 2023 T-6.2), Section 8(1)(m), and all other powers enabling it, the following Anti-litter By-law has been adopted by the Town Council of the Town of Paradise.

1. TITLE

This By-law may be cited the *Town of Paradise Anti-litter By-law, 2025*.

2. INTERPRETATIONS

In this By-law, unless the context otherwise requires:

- (1) "Act" means the Towns and Local Service Districts Act, SNL 2023 T-6.2
- (2) "Authorized Receptacles" means a Garbage Container as defined and required by the Town of Paradise Waste Disposal (Garbage) By-law, 2025, or as may be approved by the Town of Paradise.
- (3) "Commercial Property" means any property or building that is used or designed for use for business, commercial, industrial or institutional purposes, or vacant land in a non-residential zone.
- (4) "Council" means the Town Council of the Town of Paradise.
- (5) "Enforcement Authority" means Council or its authorized By-law enforcement officers or inspectors.
- (6) "Hand Bill" means printed or written matter, circular sample, advertisement, leaflet or paper other than a newspaper or Her Majesty's mail.
- (7) "Litter" means any obnoxious substance, waste or unsanitary matter, refuse, garbage, rubbish, ashes, cigarette butts, street cleanings, dead animals, paper wrappings, cardboard boxes, tin cans, leaves,

wood, bedding, crockery, glass bottles and glass in all its forms, construction and demolition materials, excavation and landscaping debris, cement bags, and bags of all description and other matter or things which if thrown or deposited as herein prohibited tends, or is likely to cause or causes unsightliness within the Town or creates a danger to health, welfare, or public safety and includes abandoned vehicles, furniture and appliances.

- (8) "Nuisance" means anything, in the opinion of Council or any Person authorized by Council, that endangers life or health, gives offence to the senses, violates the laws of decency or obstructs reasonable and comfortable use of property in any way, and includes any obnoxious substances, smoke, animal waste or unsanitary matter or noise that has an unpleasant effect on the senses.
- (9) "Owner" means the legal entity having title to a property.
- (10) "Occupant" means any Person who is an agent, tenant or occupier of a property.
- (11) "Person" means any person, firm, partnership, association, corporation, company, co-operator, club, society, or any other corporate body or organization of any kind.
- (12) "Residential Property" means a dwelling and the yard around it, and all accessory buildings, out buildings, fences, barriers, retaining walls, or other erections therein and thereon, or vacant land within a residential zone.
- (13) "Town" means the Town of Paradise.

3. LITTER IN PUBLIC PLACES

No Person shall throw or deposit Litter in or upon any street, sidewalk, or other public place within the Town except in Authorized Receptacles for collection.

4. PLACEMENT OF LITTER IN RECEPTACLES SO AS TO PREVENT SCATTERINGS

Persons placing Litter in Authorized Receptacles shall do so in such a manner as to prevent it from being carried or deposited by the elements upon any street, sidewalk or other public place, or upon private property, or pond, river or stream.

5. SWEEPING LITTER INTO GUTTERS PROHIBITED

No Person shall sweep into or deposit into any gutter, street or other public place within the Town the accumulation of Litter from any building or lot or from any public or private sidewalk or driveway. Persons owning or occupying property shall keep the sidewalk in front of their premises free of Litter.

6. COMMERCIAL PROPERTY RESPONSIBILITY

- (1) The Owner or Occupant of a Commercial Property shall keep the street, sidewalk and drainage ditch or curb and gutter abutting or adjacent to his or her property free of refuse, debris, Litter, garbage, and any unsanitary, offensive or injurious substance or article of any kind.

- (2) No person owning or occupying a Commercial Property shall sweep into or deposit into any gutter, street or other public place within the Town, the accumulation of Litter from any building or lot, or from any public or private sidewalk or driveway. Persons owning or occupying a Commercial Property within the Town shall keep the sidewalk or parking free of Litter.
- (3) Nothing in this Section shall prohibit Persons from watering sidewalks, gutters, or street fronting their premises in order to minimize or control the spreading and flow of dust.

7. LITTER THROWN BY PERSONS IN VEHICLES

No Person while a driver or passenger in a vehicle shall throw or deposit Litter of any description upon any street or other public place or upon private property within the Town.

8. TRUCK LOADS CAUSING LITTER

No Person shall drive or move any truck or other vehicle within the Town unless such vehicle is so constructed or loaded so as to prevent any load, contents or Litter from being blown or deposited upon any street, lane, sidewalk or other public place or private property or becoming a Nuisance within the Town

9. DISPOSAL OF WASTE MATERIALS

All Litter including, but not limited to, construction, demolition, excavation, and landscaping waste shall be disposed of at a landfill site.

10. LITTER IN PARKS

No Person shall throw or deposit Litter in any park within the Town except in Authorized Receptacles and in such a manner that the Litter will be prevented from being carried or deposited by the elements upon any street or any part of the park or any public place or private property. Where Authorized Receptacles are not provided, all such Litter shall be carried away from the park by the Person responsible for its presence and properly disposed or elsewhere as provided herein.

11. LITTER IN WATERWAYS

No Person shall throw or deposit Litter in any ditch, pond, or stream or other body of water in any park or elsewhere within the Town.

12. POSTING NOTICES PROHIBITED

No Person shall post or affix any notices, poster or other matter or device calculated to attract the attention of the public to any lamp post, public utility pole, tree, or upon any public structure or building except as may be authorized by Council or required by law.

13. LITTER ON PRIVATE PROPERTY

- (1) No Person shall throw or deposit Litter on any private property within the Town, whether the property is owned by such Person or not, except that the Owner, Occupant or Person in control of

private property may maintain Authorized Receptacles for collection in such a manner that the Litter will be prevented from being carried or deposited by the elements upon any street, sidewalk or other public place or upon any private property. This will include Hand Bill material delivered to residential and business locations. All Hand Bill material shall be deposited in a mailbox or in the absence of a mailbox at the front door of a residence or the door of a business. Hand Bills shall not be placed on lawns driveways or walkways.

- (2) All Residential Properties shall be kept clean and free from visible wrecked, dismantled, inoperative, unused or abandoned vehicles and any other machinery or any parts thereof, except as permitted only in an approved, enclosed residential garage for the sole purpose of restoration.
- (3) Provisions of Section 13(2) shall apply to the premises of Commercial Properties located in proximity to Residential Property and the Owner or Occupant of the same shall maintain the same in accordance with Section 13(2).

14. VEHICLE IMPOUNDING

Failure of the Owner or Occupant to remove a vehicle from a Residential or Commercial Property within the Town where Town officials have deemed it a Nuisance or Litter will result in that vehicle being impounded and all costs related to such removal will be the responsibility of the Owner or Occupant. The Town is not obligated to contact the Owner or Occupant prior to removal.

15. ENFORCEMENT

- (1) Every person who is guilty of an offence under this By-law or who acts in contravention of or fails to comply with any provision thereof, or neglects or refuses to do so:
 - (a) Shall be liable to penalties as stipulated in accordance with Section 290 of the *Towns and Local Service Districts Act*; or
 - (b) Shall be subject to an order under Section 285(1) of the *Towns and Local Service Districts Act*; or
 - (c) Shall be subject to a violation notice issued under Section 287 of the *Towns and Local Service Districts Act*; or
 - (d) Shall be issued a ticket under the Provincial Offences Act in accordance with Section 288 of the *Towns and Local Service Districts Act*.

16. RIGHT OF ENTRY

Pursuant to Section 51 of the *Urban and Rural Planning Act, 2000* and/or Section 280 of the *Towns and Local Service Districts Act*, a By-law Enforcement Officer or Inspector has the authority to enter a property for the purpose of inspection or to carry out work as required under this By-law.

17. REVIEW AND AMENDMENTS

All sections of this By-law have been developed in accordance with the *Towns and Local Service District Act*. This By-law is reviewed as required following new information or knowledge.

18. PUBLICATION

This By-law was published on the Town of Paradise website in 2025.

19. REPEAL OF PREVIOUS LEGISLATION

All previous Town of Paradise Anti-litter regulations and amendments are repealed.


20. COMING INTO EFFECT

Under the *Towns and Local Services Districts Act*, Section 12, this By-law came into effect once adopted by Motion of Council (M25-053), voted on by a majority of the councillors in attendance at the Town Public Council Meeting on February 18, 2025.

IN WITNESS WHERE OF the Seal of The Town of Paradise has been here unto affixed, and this By-law has been signed by the Town Clerk and Mayor on behalf of the Council.

Town Clerk:

Signed by:

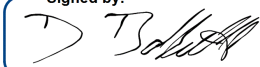


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Date: March 13, 2025 | 10:27:13 AM NDT

Mayor:

Signed by:



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