

TOWN OF CARLYLE

BYLAW NO. 2012-12

A Bylaw of the Town of Carlyle in the Province of Saskatchewan to Amend Bylaw No. 2012-06, a Bylaw to Regulate the Burning of Refuse, Operation of Fuel Burning Equipment and Backyard Fire Pits

The Council of the Town of Carlyle, in the Province of Saskatchewan, enacts as follows:

Bylaw No. 2012-06 is amended by adding the following:

1. The Designated Officer for enforcement of this Bylaw is any member of the Royal Canadian Mounted Police or the Chief Administrative Officer of the Town, or his/her designate.
2. Where the Designated Officer believes that a person has contravened any provision of Bylaw No. 2012-06, he may serve upon such person a Bylaw Violation Notice as provided by this section either personally or by mailing or leaving same at his last known address and such service shall be adequate for the purpose of this Bylaw.
3. Such notice shall be deemed to have been served:
 - a. On the expiration of twenty-four hours after it is posted, if the notice is mailed; or
 - b. On the day of actual delivery, if the notice is served personally or left at the last known address.
4. A Bylaw Violation Notice shall be in such form as determined in Schedule 1 of this Bylaw and shall state the section of the Bylaw which was contravened, and the amount which is provided in Schedule 2 that will be accepted by the Municipality in lieu of prosecution.
5. Upon production of a Bylaw Violation Notice issued pursuant to this section, within twenty (20) days from the issue thereof, together with the payment of the fee as provided in Schedule 2 to the Chief Administrative Officer of the Town of Carlyle, the person to whom the ticket was issued shall not be liable for prosecution for the contravention in respect of which the ticket was issued.
6. Where any person contravenes the same provision of this Bylaw two or more times within one twelve month period, the specified payment payable in respect of the second or subsequent contravention is double the amount shown in Schedule 2 of this Bylaw in respect of that provision.

7. Notwithstanding the provisions of this section, a person to whom a Bylaw Violation Notice has been issued pursuant to this section may exercise his right to defend any charge of committing a contravention of any of the provisions of this Bylaw.
8. This Bylaw shall come into force and take effect on the date of final reading thereof.

SEAL

Mayor

Chief Administrative Officer

Schedule 1 – Notice of Violation

Town of Carlyle

Reference No. _____

Name: _____

Address: _____

This official notice is issued for alleged breach of the following bylaw:

Bylaw No:	_____
Section No:	_____
Offence:	_____
Voluntary Payment:	_____

Details of alleged breach of violation:

- Date and Time of Violation: _____
- Location of Violation: _____
- Other Particulars: _____

Penalty:

Take notice that you may remit a voluntary payment to the Town of Carlyle in the amount stipulated above to avoid prosecution for this offense.

Payment may be made in person at the municipal office, 100 Main Street, Carlyle, or by mail to the Town of Carlyle, Box 10, Carlyle, SK S0C 0R0.

If voluntary payment indicated above is not received by _____, a summons requiring your appearance in provincial court will be issued.

Issued this _____ day of

_____, 20_____

Signature of Designated Officer

Schedule 2 – Voluntary Payment Schedule

Offence	Voluntary Payment Amount
Bylaw No. 2012-06, Section 2(a) Open burning of trash, garbage, industrial waste, or other material	\$50.00
Bylaw No. 2012-06, Section 2(b) Operation of fuel burning equipment causing air pollution or contamination	\$50.00
Bylaw No. 2012-06, Section 2(c) Operation of backyard fire pit not in accordance with regulations	\$50.00
Bylaw No. 2012-06, Section 3 Operation of incinerator not in accordance with regulations	\$100.00