

SER-001-003

Strathcona County
Municipal Policy Handbook

Illegal Dumping Control

Date of Approval by Council: 06/23/93**Resolution No.** 628/92**Lead Role:** Chief Commissioner**Replaces:** n/a**Last Review Date:** August 18, 2010**Next Review Date:** 08/2013**Administrative Responsibility:** Transportation & Agriculture Services

Special Notes: The introduction of tipping fees and solid waste disposal sites has resulted in the illegal disposal of waste in roadways and other public lands and the illegal disposal of waste on private property normally without the approval or knowledge of the landowner. These illegally disposed wastes can be visual pollutants, environmental hazards, or health hazards.

Policy Statement

In the interests of health, safety and the aesthetic quality of the community, illegal dumping will not be permitted on public road rights-of-way, Municipal Reserves, or any land not legally permitted as a landfill.

Procedures

General Outline

All incidents of illegal dumping will initially be reported to the Strathcona County Enforcement Services Department who shall take action immediately to assess the dump site and examine the garbage in order to identify the person or persons responsible. If identified they shall pursue prosecution to the full extent of the law. If the illegal dumping occurs on a road right-of-way or other public lands, Bylaw Services shall on the completion of their investigation and the necessary laying of charges, request Transportation & Agriculture Services to clean up the illegal dump site.

If the dumping occurs on private property, then upon complaint, Enforcement Services shall investigate and prosecute if possible and order clean up by the landowner under the Nuisance and Unsightly Premise Bylaw 80-2007 where applicable. If the property owner does not clean up, then the Bylaw Services Department shall refer the matter to the Capital Health Authority for items that are putrescent and are or may become dangerous or injurious to health, for further legal action. If the items are of a nature that raise concern under the Safety Codes Act, such as large piles of tires, flammable liquids, etc. then the matter may be referred to the Emergency Services Department for correction or prosecution under the Safety Codes Act.

If the illegal dumping contravenes any bylaw the matter should be referred to Enforcement Services for prosecution under the appropriate act.

If any items are found that may be hazardous material, the incident shall be referred immediately to Emergency Services, the Capital Health Authority and Alberta Environment.

Clean up on private property must always be the responsibility of the owner, operator or lessee of the site.

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Department Responsibilities

1. Enforcement Services

- a) Investigate every illegal dumping incident, identify the source of the illegal material and prosecute whenever the source can be identified.
- b) On public lands request Transportation & Agriculture Services cleanup of the site on the completion of the investigation and prosecution.
- c) Issue cleanup orders to landowners when in contravention of the Nuisance and Unsightly Premise Bylaw 76-2002.

2. Transportation & Agriculture Services

- a) Clean up road rights-of-ways and other County owned property when requested by Enforcement Services. Where the property is controlled by another department, expenses incurred for cleanup shall be charged to other departments' accounts.
- b) Material will be disposed of through the normal County domestic or hazardous waste disposal systems.

3. Emergency Services

- a) Examine all sites referred by Enforcement Services as being possible fire hazards (i.e. tire piles, flammable liquids).
- b) Take such action as appropriate under the Safety Codes Act to have the land owner mitigate the risk.