

**TOWN OF INUVIK
BY-LAW #2676/GEN/21**

**A BY-LAW OF THE MUNICIPAL CORPORATION OF THE TOWN OF INUVIK IN THE
NORTHWEST TERRITORIES FOR THE LEVYING OF FEES FOR MATERIALS TAKEN FROM
TOWN OF INUVIK PITS AND QUARRIES**

PURSUANT to the *Cities, Towns and Villages Act*, R.S.N.W.T. 2003 c.C-8 as amended;

WHEREAS the Council of the Municipal Corporation of the Town of Inuvik wishes to issue permits to users of the Town's pits and quarries for the purpose of delivery of quarry material to the Town's residents;

NOW THEREFORE, the Council of the Municipal Corporation of the Town of Inuvik, in a regular session duly assembled, enacts as follows.

1.0 APPLICATION

1.1 This by-law may be cited as the "**Quarry By-law**".

2.0 INTERPRETATION

2.1 In this by-law:

- 1) "**Allocated or Designated Area**" means the permitted area within a Town Pit or Quarry that may be assigned to a Permit Holder under the provisions of this by-law.
- 2) "**Applicant**" means a person or organization who makes application to the Town for a permit to purchase and remove quarry material from the Town's pits and quarries.
- 3) "**Application**" means the form of application to the Town of Inuvik for a permit to purchase and remove quarry material from the Town's pits and quarries.
- 4) "**Commissioner's Land Regulations**" means the *Commissioner's Land Regulations*, R.R.N.W.T. 1990, c.C-13, as amended.
- 5) "**Director of Public Services**" means the person appointed by the Council of the Town of Inuvik as the Director of Public Services, and includes any person designated by them to act on their behalf.
- 6) "**Peace Officer**" means any By-law Enforcement Officer of the Town of Inuvik, or any RCMP officer.
- 7) "**Permit Holder**" means a person to whom a valid Quarry Permit has been issued under the provisions of this by-law.
- 8) "**Quarry Permit**" means an annual permit approved by the Town of Inuvik which grants the Applicant quarry rights based on terms and conditions established by the Town expiring on December 31 of the year in which the permit was issued.
- 9) "**Senior Administrative Officer**" means the Senior Administrative Officer of the Municipal Corporation of the Town of Inuvik, or their designate.
- 10) "**Town**" means the Municipal Corporation of the Town of Inuvik.
- 11) "**Town Pit or Quarry**" means all borrow pit, either owned by the Town or the Commissioner of the Northwest Territories or managed by the Town, where granular material is extracted.

3.0 QUARRY PERMIT APPLICATION AND APPROVAL

3.1 Except in the case of material removed pursuant to section 32 of the Commissioner's Land Regulations as amended, no material shall be removed from Town quarries or pits by an individual, corporation, municipality, government, or person unless a Quarry Permit authorizing the removal has been issued by the Town.

3.2 Where, in the case material may be removed pursuant to section 32 of the Commissioner's Land Regulations as amended, such material shall only be removed from areas allocated to the Town and designated by the Town.

3.3 The Senior Administrative Officer and the Director of Public Services are hereby authorized to approve Quarry Permit Applications on behalf of the Town in the format established by resolution of Council.

3.4 The Senior Administrative Officer or the Director of Public Services are hereby authorized to issue Quarry Permits in the format established by resolution of Council.

4.0 PEACE OFFICERS

4.1 Council may appoint such persons upon such terms as it requires by by-law and resolution to be Peace Officers to enforce and carry out the provisions of this by-law.

4.2 Every member of the Royal Canadian Mounted Police is an ex-officio Peace Officer for the purpose of enforcing and carrying out the provisions of this by-law.

4.3 No person shall obstruct, molest, or interfere with a Peace Officer in the performance of their duties with respect to the enforcement of this by-law.

5.0 OFFENCES

5.1 Every person who contravenes any provision of this by-law is guilty of an offence and is liable upon Summary Conviction to:

(a) for the first and each subsequent offence:

i) for a person, to a fine not exceeding two thousand dollars (\$2,000.00), or to imprisonment for a term not exceeding six (6) months, or to both;

ii) for a corporation, to a fine not exceeding ten thousand dollars (\$10,000.00), or to imprisonment for a term not exceeding six (6) months, or to both.

5.2 A Peace Officer may issue a Summary Offence Ticket in the form prescribed by the *Summary Convictions Procedures Act* to any person who contravenes any provision of this by-law, and such person may, in lieu of prosecution, pay the Town of Inuvik the specified penalty for the offence as listed in Schedule A attached to and forming part of this by-law, prior to the court date specified on the ticket.

6.0 SEVERABILITY

6.1 If any provision or part of this by-law law is declared by court or tribunal of competent jurisdiction to be illegal or inoperative, in whole or in part, or inoperative in particular circumstances, the balance of the by-law, or its application in other circumstances, shall not be affected and shall continue to be in full force and effect.

7.0 REPEALS

7.1 By-law 94-1317 as amended and any previous Quarry By-laws in effect are hereby repealed.

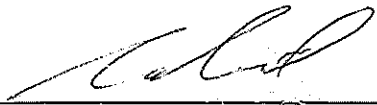
8.0 EFFECT

8.1 This by-law shall come into effect upon the day of final passing thereof.

READ A FIRST TIME THIS 24TH DAY OF NOVEMBER, 2021, A.D.

READ A SECOND TIME THIS 24TH DAY OF NOVEMBER, 2021, A.D.

READ A THIRD TIME AND FINALLY PASSED THIS 15TH DAY OF DECEMBER, 2021,
A.D.



MAYOR

SENIOR ADMINISTRATIVE OFFICER

I hereby certify that this by-law has been made in accordance with the requirements of the Cities,
Towns and Villages Act and the by-laws of the Town of Inuvik.



SENIOR ADMINISTRATIVE OFFICER

SCHEDULE A

SPECIFIED PENALTIES

SECTION	OFFENCE	SPECIFIED PENALTY
3.1	Removal of material without approved permit	
	Individual	\$2,000.00
	Corporation	\$5,000.00
3.2	Removal of material from non-allocated area	
	Individual	\$2,000.00
	Corporation	\$5,000.00
4.3	Obstruction of Peace Officer	\$300.00