



VILLAGE OF CRAPAUD
CRAPAUD, P. E. I.

INCORPORATED AUGUST 1st, 1950

Prince Edward Island's First Incorporated Village

CONSOLIDATION OF THE VILLAGE OF CRAPAUD
BY-LAWS
SEPTEMBER 18, 1980

The following is a certified extract of a motion passed at a special meeting on By-laws held September 18, 1980.

"Moved by Commissioner, John Cousins, and seconded by Commissioner, Edgar Mason, that the Commissioners unanimously approve the consolidated By-laws dated September 18, 1980 to be the By-laws of the Village of Crapaud, and direct that they be forwarded to the Minister of Community Affairs for approval under the Village Service Act."

Carried

Gary C. McLure
Gary C. McLure
Village Clerk

Approved by the Minister of the Department of Community Affairs

this 2nd day of October, 1980.

[Signature]



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CONSOLIDATION OF THE VILLAGE OF CRAPAUD

BY*LAWS

1980

Be it enacted by the Village Commissioners Of the Village Crapaud as follows:

Section 1. ADMINISTRATION AND GENERAL GOVERNMENT

COMMISSIONERS MEETINGS

1. 1. There will be held in each year, twelve regular monthly meetings of the said Commissioners, which shall be held in the Village of Crapaud on the second Wednesday in each month in each and every year.
1. 2. No meetings of the said Commissioners shall be held on any non-judicial day, and if any regular meeting of the said Commissioners falls on any non-judicial day, such meeting shall be held on the judicial day next following.
1. 3. All regular monthly meetings shall be held at 8:00 PM standard or daylight saving time.
1. 4. The Chairman of the Commissioners may call a special meeting of the Commissioners at any time.
1. 5. Two Commissioners present at any meeting shall constitute quorum.

Section 2. THE VILLAGE SEAL

2. 1. The Common Seal of the Village shall have on it the words: "COMMISSIONERS OF THE VILLAGE OF CRAPAUD" and the same shall be the Village Seal for the Village of Crapaud.
2. 2. The Village Seal shall be kept by the Village Clerk.

THE VILLAGE SEAL (cont'd)

2. 3. All deeds and documents whereto the Village is a party, and whereunto a seal is requisite, shall be authenticated by the Village Seal, and approved by the Commissioners, and the Village Clerk shall sign the same when authorized by any law, or by any Village ordinance, or by direction or resolution of the Commissioners.

3. RESIDENTS MEETINGS

3. 1. All meetings of residents shall be called and advertised by the Chairman of the Commissioners in accordance with the regulations as laid down in the Village Service Act.
3. 2. The Chairman of the Commissioners shall preside at all Annual and Special residents meetings; in the absence of the Chairman, the Vice-Chairman shall conduct the meeting.
3. 3. At the time and place appointed for any meeting, the Chairman of the Commissioners shall take the Chair and call the meeting to order.
3. 4. The Chairman shall preserve order and decorum and shall decide all questions of order.
3. 5. As soon as the Chair is taken, the minutes of the preceeding meeting shall be read and approved by the residents present. The minutes of an Annual meeting shall not be read at a special meeting, but the minutes of any special meeting held during the year shall be read at the Annual meeting.
3. 6. Every resident who has the right to vote at a meeting has the right to participate in any discussion on questions brought before the meeting.

RESIDENTS MEETINGS (cont'd)

3. 7. Every resident who speaks at a general meeting of residents, whether moving, seconding or discussing a motion shall do so standing, and shall address the chair, and sit down as soon as he has finished speaking.
3. 8. If two or more residents rise at the same time it shall be decided by the Chair who shall be heard, and while any resident has the floor and does not violate order, he is not to be interrupted.
3. 9. A motion or resolution which has been moved and seconded can be withdrawn on mutual consent of the mover and seconder.
- 3.10. Every resident shall confine his remarks to the question under discussion and shall abstain from all personal attacks and unparliamentary language.
- 3.11. Voting shall be by a standing vote, show of hands, voice vote or by ballot at the discretion of the Chair, on all question except for the election of Commissioners. The Village Clerk and two scrutinears appointed by the Chairman where necessary shall count the votes. The election of Commissioners shall be carried out according to the provisions of the Village Service Act.
- 3.12. Every resident shall be allowed to speak once upon the same motion. A resident, however, who has spoken to the main motion, may speak once upon each amendment.
- 3.13. All proceedings of Annual or Special Meetings shall be conducted according to parliamentary procedure.
- 3.14. One month prior to any Annual or Special meeting called for the purpose of election of Commissioners, the Chairman shall name two members of the Commission to act as a nominating committee for the purpose of nomination candidates for the vacancies on the Commission. These nominations are to be placed before the meeting by a mover and seconder. Vacancies on the Commission shall be filled by election by ballot in accordance with the provision of the Village Service Act.

RESIDENTS MEETINGS (cont'd)

3. 15. The following shall be the order of business of all Annual and General meetings of residents of the said Village.

1. Call to order by the Chairman.
2. Remarks and rules of meeting by the Chairman.
3. Presentation of minutes of last Annual meeting.
4. Adoption of minutes.
5. Presentation of minutes of Special meetings held during the year.
6. Discussion and adoption of such minutes.
7. Annual report of Commissioners presented by the Chairman.
8. Annual reports of Committees presented by Chairman of each committee.
9. Financial Statement.
10. Presentation of estimates and consideration of same.
11. Motion of approval of contracts or other action of the Commissioners.
12. Unfinished business from previous annual or special meetings.
13. New business.
14. Election of Commissioners.
15. Poll and declaration of election results.
16. Adjournment.

EXCESSIVE NOISES AND DISTURBANCES, ETC.

- 4.
4. 1. No person shall willfully or wantonly disturb any inhabitant of the Village by pulling or ringing any doorbell, or by blowing any horns or by knocking at any door, house, porch, fence or outbuilding.
 4. 2. No person shall deface, alter or destroy any public notice issuing from the Dominion or Provincial Government or from the Commissioners or any private notices placed by the authority of the Village, before the time mentioned in such notices for the happening of any event stated therein.
 4. 3. No person shall permit shouting fighting, screaming or the making of loud noise or any other improper or disorderly conduct in the house, shop or premises occupied by such persons which is reasonable capable

EXCESSIVES NOISES AND DISTURBANCES, ETC, (cont'd)

of disturbing the neighbours, or passers-by, nor shall any person do any of the things aforesaid in any house, shop, street or premises in the Village.

4. 4. No person shall dig up or carry away any earth sod or soil from any public street, road or land within the Village.
4. 5. No person shall crowd; nor jostle other foot passengers upon any street in the Village so as to create discomfort, injury or confusion.
4. 6. It shall not be lawful to gather in crowds on any doorstep or entrance to any building or in any street or alleyway within the Village so as to obstruct travel therein or encumber the same; and three or more persons shall not stand in groups or near each other in such places or in such manner as to obstruct a free passage for foot passengers or vehicles on any doorstep, entrance to any building, or on any street within the Village.
4. 7. No person shall cast, project or throw any stone, snowball, ice or other missile, or use any bow and arrow catapult, airgun or other such object in any street, square or public place within the Village.
4. 8. No person shall injure or destroy any trees or plant growing in any of the streets or squares of the Village, or any box, stake or guard which is placed around any such tree for the purpose of protecting the same.
4. 9. No person shall discharge any firearm within the Village unless in the performance of some duty sanctioned by proper authority.
- 4.10. No person shall willfully disturb any inhabitant of the Village by the squealing of car tires.

5. SANITATION AND WASTE REMOVAL

REFUSE

5. 1. It shall not be lawful for any person or persons within the said Village to deposit upon any of the streets, squares, roads and alleys, upon any land or lot within the said Village any offal, filth, manure, rubbish, junk, stagnant water, or any other refuse matter of any kind without the consent and under the direction of the Commissioners.
5. 2. No owner or occupier of any premises, land or lot shall allow or permit any offal, filth, manure, rubbish, junk, stagnant water, or any other refuse matter of any kind to accumulate in any house, warehouse, cellar, property or lot, or other place in the Village so as to become offensive and in an unwholesome condition, or allow any field, property or lot to grow up in such a manner which may create a fire hazard.
5. 3. No owner or occupier of any premises, land or lot shall allow or permit any offal, filth, manure, rubbish, junk, stagnant water, or any other refuse matter of any kind or dismantled or partly dismantled motor vehicle or parts thereof to remain or accumulate on his premises, land or lot so as to be visible from any streets, roads and alleys.
5. 4. Every person transporting offal, filth, manure, rubbish, junk or any other refuse matter of any kind in the Village, shall provide a suitable cover to prevent these materials from falling on the roadway.
5. 5. The Village Commissioners may order the removal of any offal, filth, manure, rubbish, junk, stagnant water, any other matter of any kind, or any encumbrance on the streets, squares, roads and alleys, or upon any land or lot within the Village and the removal of any dismantled or partly dismantled motor vehicles or parts thereof on any property, which objects are visible from said streets, squares, sidewalks, roads and alleys, or upon any land or lot.

6. COLLECTION OF GARBAGE AND REFUSE

In this section the following words shall carry the meaning here assigned to them:

6. 1. "Garbage" shall include all animal and vegetable waste material from the preparation of food, cans, sweepings, paper cardboard, wearing apparel, ashes, bottles glass and discarded household utensils:
6. 2. "Refuse" shall include garden cuttings, leaves, twigs, tree limbs and shrubs:
6. 3. "Non-collectable garbage or refuse" shall not include garbage or refuse as defined in sub-sections (1.1 and 1.2) but shall include the following:
 1. Trade or manufacturer's waste, including paper, cardboard, cardboard boxes and cartons, and corrugated cardboard boxes and cartons from commercial and industrial premises.
 2. Celluloid cuttings, moving-picture film, rags or waste soaked or impregnated with any combustible material and explosive or highly combustible material of any kind or nature.
 3. Any material, waste or residue resulting from any building construction, alteration, repair, demolition or removal.
 4. Sawdust, shavings or excelsior.
 5. Liquid waste or shill.
 6. Bandages, poultices, dressings and other such waste, unless contained in disposable, sealed, sanitary bags or cartons.
 7. Hay, straw, manure.
 8. Night soil.
 9. Any article of furniture, excepting mattresses.

COLLECTION OF GARBAGE AND REFUSE (cont'd)

6. 4. "Householder" shall mean any owner, occupant, lessee, tenant or other person in charge of any premises as hereunder defined;
6. 5. "Premises" shall include any building, place, dwelling place, room or rooms, apartment, hotel, motel, restaurant, shop, store, office, parking lot and any other premises which are under separate occupation or control;

Re: 22 page 7....The Village shall be responsible for the collection and disposal of garbage and refuse subject to the following;

1. All garbage must be kept in watertight, metallic or plastic receptacles with a tightly fitted cover, each of a capacity of not less than one (1) cubic foot not more than four (4) cubic feet (approximately 25 gallons), and which, when filled will not weigh more than sixty (60) pounds. The garbage collector shall affix to any receptacle not complying with the above, a tag advising that the receptacle is unsatisfactory and must be replaced ; if not replaced within one (1) week, the receptacle will no longer be emptied by the Village. Tags that have been attached to unsatisfactory receptacles are not to be removed under any circumstances, by the householder. Receptacles with bottoms rusted through are regarded as unsatisfactory. Receptacles must be kept so covered as to prevent the ingress and egress of flies, or the escape of offensive odours, and at all times must be kept in a proper sanitary condition by the use of a suitable disinfectant or by scrubbing with soap or other cleaning material and water. All animal and vegetable waste from the preparation of food shall be drained and thoroughly wrapped in paper before being placed in the receptacle. However, failure to cover a receptacle containing refuse, hard clinkers, crockery or such material not liable to be blown about by the wind or to create odour or a health hazard, shall not be deemed to be a breach of the provision if the receptacles are located under shelter on a premises so as not to collect rain, snow or moisture. Garbage and refuse shall be placed in separate receptacles. Non-collectable waste shall not be placed in or with garbage or refuse.

COLLECTION OF GARBAGE AND REFUSE (Cont'd)

2. The householder shall be instructed as to the days and times as to which the householder's garbage receptacles are to be placed for collection of garbage, and shall have the receptacle placed at the street curb or shoulder of the highway. No moveable items that are not meant to be collected shall be left within three (3) feet of the receptacles as placed. Receptacles placed at the street curb shall be removed by the householder forthwith after collection of garbage.
3. All magazines, newspapers and other waste paper, including cardboard cartons, shall be securely tied in solid, compact bundles and placed with the garbage receptacles for collection.
4. Mattresses must be folded at least double, tied securely and placed with garbage receptacles.
5. The Village of Crapaud will not be responsible for the disposal of refrigerators, stoves, washing machines or any items of similar description.
7. 1. The Commissioners shall make provisions providing for the levying and collection of rates or charges from householder to defray the expenses for the compulsory collection, removal and disposal of garbage and other refuse.
7. 2. The Village Commissioners shall be responsible for the administration of this by-law.

SEWER AND WATER UTILITIES

8. INDUSTRIAL DISCHARGES TO SANITARY SEWER SYSTEMS

8. 1. No person shall discharge or permit or cause to be discharged directly or indirectly into any sanitary sewer any of the following:
8. 2. Matter having a temperature more than 150 degrees F.
8. 3. Matter which may contain any volatile oils or more than one hundred (100) parts per million by weight, of fat, oil or grease of animal or vegetable origin or fifteen (15) parts per million of oil or grease of mineral origin.
8. 4. Gasoline, benzene, naphtha, fuel oil, acetone, solvents or other inflammable or explosive matter.
8. 5. Ashes, cinders, garbage, sand, mud, straw, shavings, metal glass, rags, feathers, tar, plastics, wood, cellulose, paunch manure or other solids of a type or quantity capable of causing obstruction to the flow in sewers.
8. 6. Animal wastes such as hair, wool or fur, feathers intestines, or stomach casings, paunch manure, or intestinal contents, hides or parts thereof, hooves, toenails, horns, bones and fleshings.

BE IT ENACTED by the Commissioners of the Village of Crapaud under the Authority of the Village Services Act R.S.P.E.I. 1974, Cap. V-5, as follows:

The Sanitary Sewerage Service Rates and charges along with the Schedule of Rates and Regulations and the Proportionate Sewerage Charges Rates for customers supplied by other utilities shall be those as set by the Public Utilities Commission, as they now are in effect and until such time as they are amended or revoked and others substituted therefore and such amendments revocations or substitutions by the Public Utilities Commission shall be then lawful for the Village of Crapaud.

BY-LAW INFRACTIONS

PENALTIES

1. Any person or persons who shall be guilty of any infraction or breach of any of the provisions of the foregoing by-laws, not already provided for, shall for each and every offence, upon conviction before a Justice of the Peace or a Judge of competent jurisdiction, on the oath or affirmation of any credible witness or on the complaint of a Police Officer exercising jurisdiction therein, forfeit and pay at the descretion of the Justice or Judge, a penalty of not less than ten dollars and not more than fifty dollars for each offence, exclusive of costs, and in default of payment of the said fine and costs forthwith it shall and may be lawful for the said Justice or Judge to commit the offender or offenders to the common jail for Queens County for any period not exceeding one day for each two dollars of the fine defaulted, unless the penalty and costs be sooner paid. The Justice or Judge may impose a daily penalty not exceeding fifty dollars per day for the continued infraction or breach of any of the provisions of the foregoing by-laws.