

**TOWN OF INUVIK
BY-LAW #2468/H&S/09**

A BY-LAW OF THE MUNICIPAL CORPORATION OF THE TOWN OF INUVIK IN THE NORTHWEST TERRITORIES TO REGULATE THE USE OF SINGLE USE PLASTIC SHOPPING BAGS

WHEREAS the Municipal Corporation of the Town of Inuvik has the authority to regulate the use of single use plastic shopping bags in the Town of Inuvik, pursuant to the Cities, Towns and Villages Act, R.S.N.W.T. 2003, c. C-22, section 70 and subsequent amendments thereto which states:

70. (1) In addition to any power to make bylaws in any other enactment, council may make bylaws for municipal purposes respecting.
- (a) the safety, health and welfare of people and the protection of people and property;
 - (c) public nuisances, including unsightly property;

AND WHEREAS Single Use Plastic Shopping Bags are a very visible component of litter throughout the Town of Inuvik, lake side, trails, roadside and the nuisance grounds;

AND WHEREAS Single Use Plastic Shopping Bags have a negative impact on our wildlife habitat and are not environmentally friendly;

AND WHEREAS the Town of Inuvik incurs a significant cost to clean up the Single Use Plastic Shopping Bags each year;

AND WHEREAS local businesses can reduce merchandise cost by not having to purchase Single Use Plastic Shopping Bags;

AND WHEREAS the Town of Inuvik will be providing education to shoppers and school children about the environmental advantages and reduced cost of using reusable shopping bags as the first step of this by-law;

AND WHEREAS by using a multi-use shopping bag, residents are reminded of the positive impact of recycling;

NOW THEREFORE BE IT RESOLVED that the Council of the Municipal Corporation of the Town of Inuvik, in Council duly assembled, enacts as follows:

SHORT TITLE

1. This By-Law may be cited as the "**Single Use Plastic Shopping Bag By-law**".

GENERAL

2. That the Town of Inuvik will be non-biodegradable Single Use Plastic Shopping Bag free effective February 1, 2010.
3. That the time from the effective date of this by-law until February 1, 2010 will be the education component of the by-law and no charges shall be laid.
4. The preference will be for multi-use shopping bags.
5. That retailers in the Town of Inuvik will not be permitted to give away or sell plastic shopping bags that are intended for single use unless they are biodegradable.
6. Retailers are encouraged to even charge shoppers for biodegradable single use plastic shopping bags.

7. That a person who contravenes this By-law of the Town of Inuvik is guilty of an offense and is liable on summary conviction:
- (a) for a first offence ~ a warning ticket
 - (b) for a second offence ~ a fine of \$100.00
 - (c) for a third offence ~ a fine of \$250.00
 - (d) for each subsequent offence ~ a fine of \$1000.00
 - (e) each subsequent day shall be considered a separate offence.
8. Exemptions to this by-law include:
- (a) Small plastic bags that are used to store non-packaged goods such as:
 - i. dairy products
 - ii. fruit, vegetables or nuts
 - iii. confectionary
 - iv. cooked foods, hot or cold
 - v. ice
 - vi. fresh meat, fish and poultry
 - vii. candy
 - (b) bags that cost more than \$1.00.

EFFECT

9. This by-law will come into effect upon the day of its final passage.

SEVERABILITY

10. If any provision or part of a provision of this by-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.


CONFLICT WITH ANY OTHER BY-LAW

11. In the event of any conflict between any provisions of this by-law and any other by-law heretofore passed, the provisions of this by-law shall prevail.

READ A FIRST TIME THIS 28TH DAY OF JANUARY, 2009 A.D.

READ A SECOND TIME THIS 28TH DAY OF JANUARY, 2009 A.D.

READ A THIRD TIME AND FINALLY PASSED THIS 11TH DAY OF FEBRUARY, 2009 A.D.


MAYOR


SENIOR ADMINISTRATIVE OFFICER