



**Lesser Slave Lake Regional Waste Management Services Commission
Bylaw # 02-24**

**Being a Bylaw of the Board of Directors of the Lesser Slave Lake Regional Waste
Management Services Commission**

WHEREAS the Lesser Slave Regional Waste Management Commission is a continued commission pursuant to Part 15.1 of the *Municipal Government Act*, RSA 2000, c. M-26.1 (MGA);

WHEREAS Section 602.09 of the MGA requires regional services commissions to pass bylaws respecting:

1. The provision of the Commission's services and service area
2. Administration of the Commission
3. The process for changing of Directors and the Chair and for establishing the terms of office
4. The process for adding or removing members
5. The fees to be charged for services;
6. The disposal of assets of the Commission, and
7. The process of disestablishment of the Commission, including the treatment of assets and liabilities on disestablishment.

WHEREAS the existing Bylaw No. 03-15 was adopted on March 27, 2015 and the Board wishes to repeal that bylaw.

NOW THEREFORE the Board of Directors of the Commission enacts the following:

1 DEFINITIONS

- 1.1. "Act" means the Municipal Government Act, RSA 2000, c M-26 as amended from time to time;
- 1.2. "Board" means the Board of Directors of the Commission;
- 1.3. "Chair" means the chairperson of the Board;
- 1.4. "Commission" means Lesser Slave Lake Regional Waste Management Services Commission;
- 1.5. "Commission Manager" means the person appointed as Manager of the Commission (or their designee) in accordance with the Administration Bylaw from time to time;
- 1.6. "Director" means a person appointed to the Board of Directors of the Commission in accordance with this Bylaw;
- 1.7. "Member" means a municipal authority that is a member of the Commission and "Members" has the corresponding meaning;
- 1.8. "Vice Chair" means that person selected by the board to act as Chair in the event that



the Chair is not available.

2 REPEAL

2.1 Bylaw No. 03-15 is repealed and replaced by this Bylaw.

3 BOARD OF DIRECTORS

3.1 The Board shall consist of six (6) Directors that shall be appointed as follows:

3.1.1 The Members of the Town of Slave Lake and the Municipal District of Lesser Slave River No. 124 shall each appoint three (3) elected officials as Directors.

3.2 Directors shall hold office for a period of one (1) year beginning on December 1st and ending the following November 30th or until such time that:

3.2.1 the Director resigns;

3.2.2 the Director ceases to be an elected official;

3.2.3 the Director is replaced by their appointing Member;

3.2.4 a resolution approved by a majority vote (more than 50%) of the Directors that the Director be removed from office for any of the following reasons in the sole and unfettered discretion of the Directors:

3.2.5 unethical conduct; or

3.2.6 conduct that is detrimental to the good name of the Commission.

3.3 The Board of Directors will appoint a Chair and Vice Chair at its organizational meeting on an annual basis, which shall occur within one month of appointment of the Board of Directors by the respective municipalities. There must be a majority vote (more than 50%) and the position accepted by the electee.

3.4 The Board of Directors shall appoint a Manager of the Commission as required, who shall be responsible for the Administration of the Commission. See Administration Bylaw.

4. SERVICES and SERVICES AREA

4.1 The Commission is authorized to provide solid waste management services.

4.2 The Commission's service area is within the boundaries of its Members (unless otherwise specified) and; outside the boundaries of its Members with the approval of the municipality within whose boundaries the services may be provided.



5. ADDING MEMBERS

- 5.1 A potential member may write to the Commission requesting to be added as a member to the Commission.
- 5.2 The Board through the Commission Manager or designee may respond to the potential member with any financial requirements, governance structure including director representation and bylaws of the Commission that would be required of the potential new member to accept.
- 5.3 A potential new member shall respond back with a resolution from their council accepting the financial requirements, governance structure, any director representation, and bylaws of the Commission.
- 5.4 Upon receipt of the resolution from a potential new member the Board of Directors by majority vote (more than 50%) may approve the new member, subject to any amendments to the bylaws of the Commission which are required as a result of the addition of the new member.

6 REMOVAL OF MEMBERS by the BOARD

- 6.1 The Board of Directors may remove a Member of the Commission with majority vote (more than 50%) for just cause by giving 6 months' notice to the Member. Just cause shall be determined by the Board of Directors in its sole and unfettered discretion.
- 6.2 The Commission shall also require a resolution from the majority (more than 50%) of its Members' councils for the removal of a Member for just cause pursuant to Section 6.1.
- 6.3 Upon removal the Member loses rights to assets of the Commission they may have contributed.
- 6.4 Any Removed Member shall remain liable for their share of financial obligations for landfill closure and post closure liabilities.

7 MEMBER REQUEST for REMOVAL

- 7.1 A Member may request being removed from the Commission providing the Member:
 - 7.1.1 Provides 12 months' notice prior to or at the beginning of the Commission's Calendar Year on January 1st.
 - 7.1.2 Provides a resolution from their council, specifying the request and;
 - 7.1.3 Provides plans, to the satisfaction of the Board in its sole and unfettered discretion, for how solid waste management services will be provided in the Member municipality that replace the solid waste management services of the



Commission for the Member's constituents.

7.2 Upon removal of a Member in any circumstances, including pursuant to Section 6 or 7 of this Bylaw:

7.2.1 A Member forfeits any service privileges and will be considered a non-member.

7.2.2 A Member forfeits the rights to any assets of the Commission they may have contributed.

7.2.3 Any former Member shall remain liable for their share of financial obligations for landfill closure and post closure liabilities.

7.3 A departing Member shall enter into an agreement, in a form and on terms and conditions satisfactory to the Board, to address any matters relating to Section 7 of this Bylaw, and other matters which are in the opinion of the Board are required which agreement shall be a condition of the removal of the Member.

7.4 In the event the Commission and the Member requesting removal or being removed are unable to come to an agreement, the matter shall be submitted to arbitration pursuant to the *Arbitration Act* of Alberta.

With the approval or removal of a Member applicable bylaws may be required to be updated.

8 THE DISPOSAL OF ASSETS BY THE COMMISSION

8.1 The Administration of the Commission may dispose of assets with a value less than \$25,000.00 without Board approval.

8.2 The Administration may not, without majority vote (more than 50%) of the Board of Directors, sell any of the Commission's land, buildings, equipment, or personal property with a value greater than \$25,000.00.

9 THE PROCESS OF DISESTABLISHMENT OF THE COMMISSION, INCLUDING THE TREATMENT OF ASSETS AND LIABILITIES ON DISESTABLISHMENT

9.1 The Board of Directors may consider disestablishing the Commission. The following is required to disestablish the Commission:

9.1.1 First, a vote of unanimous consent of the Board of Directors to disestablish the Commission.

9.1.2 Second, a resolution from each Member council to disestablish the Commission



9.1.3 The Board of Director's unanimous approval of a plan to the satisfaction of the Board in its sole and unfettered discretion with respect to the closure of the landfill and satisfaction of any applicable regulatory requirements, and the distribution of any remaining assets or liabilities following disestablishment.

9.1.4 A resolution of council from each Member to disestablish the Commission and to accept their respective responsibilities for any and all liabilities still associated with the Commission.

9.2 Upon the approval of the disestablishment of the Commission;

9.2.1 All Members and non-members remain liable for closure and post closure costs for any landfills and facilities.

9.2.2 Assets may be liquidated with proceeds held in trust until any landfill closure and post closure liabilities have been satisfied by Provincial regulations or have been transferred to another entity to do so.

9.3 The Commission must notify the Minister within 60 days of the Commission being disestablished.

READ A FIRST TIME this 17th Day of October 2024

READ A SECOND TIME this 17th Day of October 2024

READ A THIRD TIME this 17th Day of October 2024

READ A THIRD AND FINAL TIME this 17th Day of October 2024

Bylaw #03-15 is hereby rescinded.

Original Signed
Commission Chairman

Original Signed
Commission Manager