

**THE CORPORATION OF THE
TOWNSHIP OF EDWARDSBURGH/CARDINAL
BY-LAW NO. 2016-66**

"A BY-LAW TO ESTABLISH A FILL DISPOSAL POLICY"

WHEREAS the Council of the Corporation of the Township of Edwardsburgh/Cardinal deems it advisable to adopt a Fill Disposal Policy;

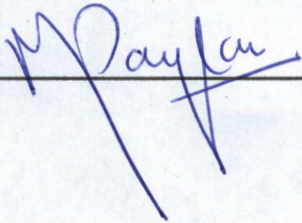
NOW THEREFORE the Council of the Corporation of the Township of Edwardsburgh/Cardinal enacts as follows:

1. The Fill Disposal Policy attached hereto as Schedule "A" shall form apart of this by-law.
2. That By-law 2014-61 is hereby repealed.
2. That this By-law shall come into force and take effect upon passing.

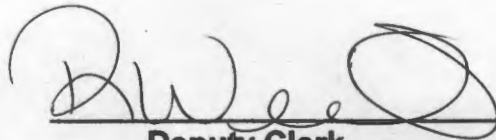
Read a first and second time in open Council this 26th day of September, 2016.

Read a third and final time, passed, signed and sealed in open Council this 26th day of September, 2016.

Mayor



Deputy Clerk





FILL DISPOSAL POLICY

General Statement

The Corporation of the Township of Edwardsburgh/Cardinal excess soil management guideline or Fill Disposal Policy provides guidance for in-house municipal operations on minimizing excavation activities, promoting soil reuse and encouraging the use of the excess soil for a beneficial purpose.

This document should be referenced for activities associated with the potential generation of excess soil.

Objectives

- 1) To encourage opportunities to minimize the amount of soil to be excavated during municipal activities.
- 2) To encourage reuse of excavated soil at the site of excavation.
- 3) To consider use of the excess soil for a beneficial purpose.
- 4) To consider best practices for the management of excess soil

General Guideline

- 1) For non-emergency planned activities, the use of trenchless technology or hydro excavation should be considered where applicable.
- 2) For non-emergency planned activities where excess soil is anticipated to be generated through maintenance activities (i.e. roadside ditching) the following steps should be followed:

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- a) Provide notice on website of upcoming activities where excess soil may be generated and where interested parties can inquire about receiving the soil.
 - b) A Township management representative will determine suitability of receiving sites based on proximity of work and any potential hazards and/or risks associated with the proposed receiving area. A visual assessment will be incorporated as part of the site evaluation.
 - c) The owner will sign and date the attached release and consent form found in Schedule A.
 - d) Soil sampling may be conducted at the discretion of the supervisor.
- 3) For emergency unplanned activities the supervisor will use their best discretion as to placement of excess soil.
- 4) Where excess soil is deemed to be contaminated, the soil will be disposed of in an environmentally responsible manner.

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EXCESS SOIL

RELEASE AND CONSENT FORM

Owner Name: _____

Owner Address: _____

Owner Contact #: _____

Property Address (if different from above): _____

I _____ certify that I am the registered land owner of the above property and do hereby acknowledge and consent to the conditions below:

- 1) The excess soil was generated from maintenance/repair activities in the Township.
- 2) The excess soil is received as is and in a reasonable condition.
- 3) The excess soil being received serves a mutually beneficial purpose and no transaction of funds occurred.
- 4) The excess soil will be placed at a mutually agreed upon location.
- 5) The land owner is a willing recipient of the excess soil.
- 6) The land owner will not use the excess soil in a manner that will cause an “adverse effect”.
- 7) The land owner shall indemnify and save harmless the Township, its employees and agents from any losses, claims, damages, actions, causes of action, costs or expenses associated with the receipt of the excess soil.

Registered Land Owner Signature

Date (dd/mm/yyyy)