

BYLAW 04/2021

A BYLAW AUTHORIZING COUNCIL TO ENTER INTO AN AGREEMENT WITH THE TOWN OF LUSELAND FOR OBTAINING ACCESS TO THE TOWN OF LUSELAND LANDFILL/TRANSFER STATION

WHEREAS the Town of Luseland owns and maintains PT NW 10-36-24 W3M, known as the Luseland Landfill;

AND WHEREAS the Rural Municipality of Progress No. 351 deems it beneficial to enter into an agreement with the Town of Luseland for the purpose of gaining access for the ratepayers of the Rural Municipality of Progress No. 351 to the Town of Luseland Landfill/Transfer Station;

AND WHEREAS the Councils agree to calculate a cost associated with the operation of the Luseland Landfill/Transfer Station;

NOW THEREFORE, the Council of the R.M. of Progress No. 351 enacts as follows:

1. The Rural Municipality of Progress No. 351 is hereby authorized to enter into an agreement with the Council of the:
  - i. Town of Luseland

The terms of which are attached hereto and marked as Exhibit "A".

2. The Reeve and Administrator of the Rural Municipality of Progress No. 351 are hereby authorized to execute an agreement.
3. This Bylaw shall come into force and take effect on final reading.

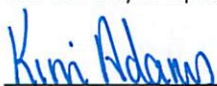


THE RURAL MUNICIPALITY OF PROGRESS NO. 351

per:   
Reeve

per:   
Administrator

CERTIFIED A TRUE COPY of Bylaw 04/2021  
adopted by resolution of Council on  
this 14<sup>th</sup> day of April, 2021.



Administrator



Exhibit "A"

THIS AGREEMENT MADE IN DUPLICATE THIS 19<sup>th</sup> DAY OF August, 2021

BETWEEN:

THE RURAL MUNICIPALITY OF PROGRESS NO. 351

AND

THE TOWN OF LUSELAND

Whereas the Town is the owner of the landfill located at NW ¼ Sec 10, Twp. 36, Rge. 24, W3M, from which a landfill/transfer station is operated;

And whereas the Town and the R.M. are desirous of entering into an agreement providing for the use of the said site by residents of the R.M. of Progress.

Now therefore in consideration of the mutual covenants and agreements hereinafter contained, the Parties agree as follows:

1. It is understood and agreed that the landfill/transfer station site owned and operated by the Town of Luseland shall be available to residents of the R.M. of Progress No. 351 to deposit refuse and garbage into bins made available by the R.M. of Progress at such times and in such manner as directed by employee of landfill/transfer station and when the landfill/transfer station may be open.
2. The Town shall be responsible for obtaining all necessary approvals from the Provincial Government with reference to the landfill site and shall be responsible for the operation and maintenance of the said landfill site.
3. The R.M. of Progress No. 351 agrees to pay to the Town of Luseland, \$670.00 monthly, to reimburse the Town for the costs of:
  - i. Rental space for 30-yard bin
  - ii. Half (1/2) wages for employee while manning landfill/transfer station
  - iii. Maintenance of the portable bathroom
  - iv. Half (1/2) the cost for rental of the propane tank and propane for heating employee office

It is understood that the Town and the R.M. will continue to pay the cost of the bin rental & hauling to Loraas Environmental and tipping fees of their own garbage bin to the Western Regional Landfill.

4. The R.M. and Town agree to a 2% increase in the monthly payment due to wage increases and other cost increases, effective one (1) year from this agreement being signed and coming into force.

5. The Rural Municipality of Progress No. 351 does not assume any liability with reference to the operation or ownership of the said landfill/transfer station.
6. This agreement shall continue and be in force until cancelled by either party upon giving six (6) months' notice to the other party, such notice to be in writing.

IN WITNESS WHEREOF, the Town of Luseland has hereunto caused its corporate seal to be affixed, attested to by the hands of its proper officers in that behalf, on the 12<sup>th</sup> day of August 2021, 2021.



TOWN OF LUSELAND

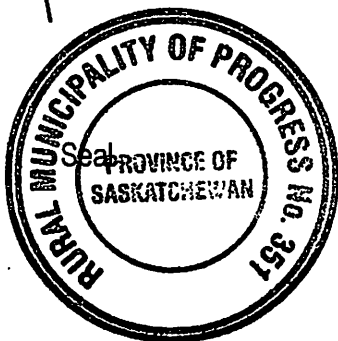
per: Kelly Wemy

Mayor

per: Kip Richardson

Administrator

IN WITNESS WHEREOF, the Rural Municipality of Progress No. 351 has hereunto caused its corporate seal to be affixed, attested to by the hands of its proper officers in that behalf, on the 19<sup>th</sup> day of August, 2021.



THE RURAL MUNICIPALITY OF PROGRESS NO. 351

per: [Signature]

Reeve

per: Kim Adams

Administrator