



## Town of Mayerthorpe

Waste Management Agreement with  
Northwest Sanitation Ltd.

January 25, 2010



**ALBERTA UTILITIES COMMISSION**

Decision 2010-051: Town of Mayerthorpe

Waste Management Agreement with Northwest Sanitation Ltd.

Application No. 1605683

January 25, 2010

Published by

Alberta Utilities Commission

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**ALBERTA UTILITIES COMMISSION**

**Calgary Alberta**

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**TOWN OF MAYERTHORPE  
WASTE MANAGEMENT AGREEMENT WITH  
NORTHWEST SANITATION LTD.**

**Decision 2010-051  
Application No. 1605683**

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1. The Town of Mayerthorpe (the Town) filed an application with the Alberta Utilities Commission (AUC or the Commission) for approval to enter into an agreement (the Amending Agreement) that would amend the Town's waste management agreement with Northwest Sanitation Ltd., which was approved by the Alberta Energy and Utilities Board in [Order U2007-028](#) dated January 24, 2007. It is noted the waste management agreement gave Northwest Sanitation Ltd. the exclusive right and responsibility to collect and dispose of residential and business solid waste in the Town until November 1, 2009. The Amending Agreement, which is attached as [Appendix 1](#) to this Decision, would allow for an extension of the waste management agreement to May 1, 2010, with updates respecting numbers of customers served and number of containers used to serve customers.
2. Notice of the application was published and no objections were received.
3. The AUC considers that the privilege or franchise contained in the Amending Agreement is necessary and proper for the public convenience and properly conserves the public interests.
4. Therefore, the Alberta Utilities Commission, pursuant to the *Municipal Government Act*, R.S.A. 2000, c. M-26, hereby orders that Application No. 1605683 by the Town of Mayerthorpe dated November 26, 2009, is approved.

Dated in Calgary, Alberta on January 25, 2010.

**ALBERTA UTILITIES COMMISSION**

*(original signed by)*

Thomas McGee  
Commissioner

**APPENDIX 1 – TOWN OF MAYERTHORPE WASTE MANAGEMENT AGREEMENT  
WITH NORTHWEST SANITATION LTD.**

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Appendix 1 - Waste  
Management Agreem

(consists of 2 pages)

11/26/09 16:17

AMENDING AGREEMENT

THIS AGREEMENT made in triplicate this 25 day of November A.D., 2007

BETWEEN:

THE TOWN OF MAYERTHORPE  
A Municipal Corporation  
(hereinafter referred to as the "Town")

-and-

NORTHWEST SANITATION LTD.  
(hereinafter referred to as the "Contractor")

WHEREAS the Municipal Government Act, Chapter M-26, 2000, provides that the Council of a municipality may, by agreement, grant a right, exclusive or otherwise, to a person to provide a utility services in all or part of the municipality, for not more than 20 years;

AND WHEREAS the Municipal Government Act, Chapter M-26, 200, provides that before the agreement is made, amended or renewed, the agreement, amendment or renewal must (a) be advertised, and (b) be approved by the Public Utilities Board.

AND WHEREAS the Town and the Contractor wish to amend the agreement entered into on June 10, 2007;

NOW THEREFORE in consideration of the mutual and other covenants contained within this amending agreement, the Town and the Contractor agree as follows:

1. Section 14 is hereby amended by deleting "November 1, 2009" and inserting "May 1, 2010.
2. "Appendix "A" Number of properties receiving waste collection" is hereby amended by deleting "Public Use Containers - 12" in its entirety.
3. "Appendix "A" Number of properties receiving waste collection" is hereby amended by deleting "Residential - 563" and inserting "Residential - 493".
4. "Appendix "A" number of properties receiving waste collection" is hereby amended by deleting "Commercial - 40" and inserting "Commercial - 45"
5. "Appendix "A" Number of containers provided by Contractor:" is hereby amended by inserting "Total number of units requiring the use of the waste pick - up system - 538. 538 x \$8.25 = \$4,438.50 (November 2, 2009 - May 1, 2010).

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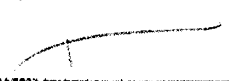
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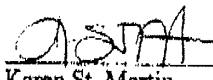
6. Except as specifically modified and amended herein, all of the terms, provisions, requirements and specifications contained in the Agreement remain in full force and effect. Except as otherwise expressly provided herein, the parties do not intend to, and the execution of this Amendment shall not, in any manner impair the Agreement, the purpose of this Amendment being simply to amend and ratify the Agreement, as hereby amended and ratified, and to confirm and carry forward the Agreement, as hereby amended, in full force and effect.

IN WITNESS WHEREOF the parties have executed this agreement as of the date first above written.


THE TOWN OF MAYERTHORPE

Per:

  
\_\_\_\_\_  
Doug McDermid  
Mayor

  
\_\_\_\_\_  
Karen St. Martin  
Chief Administrative Officer

NORTHWEST SANITATION LTD.:

  
\_\_\_\_\_  
Victor Anderson  
President

  
\_\_\_\_\_  
B. Williams  
Witness