

TITLE V: PUBLIC WORKS

Chapter

50. TRASH AND GARBAGE

51. SEWERS AND DRAINAGE

CHAPTER 50: TRASH AND GARBAGE

Section

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- 50.03 Transportation of trash and garbage

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§ 50.01 GARBAGE AND LITTER.

(A) It shall be unlawful for any person or corporation to place or cause to be placed in any of the streets or alleys of the city any dead animals or fowl or any slops or garbage or to throw any offensive article in any street or alleys.

(B) It shall be unlawful for any person or corporation to obstruct any of the streets or alleys of the city so as to interfere with the free passage over and the natural use of same. (Prior Code, § 1020.3) Penalty, see § 50.99

§ 50.02 GARBAGE COLLECTION.

(A) It shall be unlawful to engage in the activity of garbage collection, including dumpster type collection, within the city between the hours of 7:00 p.m. and 6:30 a.m. on any day.

(B) As used herein, **GARBAGE COLLECTION** shall mean any of the following activities:

- (1) Emptying of cans or into a garbage collection truck;
- (2) Loading, unloading, maneuvering, positioning or emptying a dumpster or other type container; and
- (3) Using a garbage collection truck to compact garbage by any process.

(C) The registered owner of a garbage collection truck being used in violation of this section shall be prima facie evidence of ownership of the vehicle and of violation of this section by the owner.

(Prior Code KOC, § 830.2, passed 12-7-1998) Penalty, see § 50.99

§ 50.03 TRANSPORTATION OF TRASH AND GARBAGE.

In order to protect the environment within the corporate limits of the city, all vehicles carrying trash, garbage or refuse through the city limits must cover or have enclosed the trash, garbage or refuse while the vehicle is moving through the city limits.

(Prior Code KOC, § 830.1, passed 2-7-1972) Penalty, see § 50.99

§ 50.99 PENALTY.

(A) Any person or corporation found guilty of a violation of this chapter for which no other specific penalty is provided shall, upon conviction, be subject to the provisions of § 10.99 of this code.

(Prior Code, § 1020.3)

(B) (1) Any person, firm or corporation violating the terms of § 50.02 shall, upon conviction, be fined not less than \$50, nor more than \$500, for each offense and each collection container so collected in violation of § 50.02 shall be deemed a separate offense, and each day on which an offense occurs shall be deemed a separate and distinct offense for which a separate fine may be levied.

(2) Any violation of § 50.02 shall subject the offender to a civil penalty in an amount equal to the minimum fine prescribed by division (B)(1) above. The civil penalty may be recovered by the city in a civil action in the nature of a debt if the offender does not pay the penalty within 20 days after the offender has been cited for the ordinance violation. The civil penalty may be used as an alternative to or in conjunction with the criminal penalties authorized in division (B)(1) above.

(Prior Code KOC, § 830.2, passed 12-7-1998)

(C) Any owner of a vehicle, any person or other legal entity owning, operating or leasing such a vehicle which is in violation of § 50.03 will be subject to a minimum fine of \$10 for each violation or a maximum fine of \$50 for each violation, or a penalty requiring the persons in violation of § 50.03, both owner and operator of the vehicle operated in violation of the ordinance, to collect from the road rights-of-way within the city limits a full vehicle of trash and other debris and remove same beyond the city limits, or both penalties.

(Prior Code KOC, § 830.1, passed 2-7-1972)

CHAPTER 51: SEWERS AND DRAINAGE

Section

51.01 Dumping and draining sewage

51.02 Obstruction of natural drainage

Cross-reference:

Water quality management and stormwater drainage, see Ch. 150

§ 51.01 DUMPING AND DRAINING SEWAGE.

(A) Whoever is guilty of dumping or draining on the property of any other person, or upon any public property or public street or sidewalk in the city, any sewage or any offensive waste matter or may impure water from any sewer, or from any drain pipe or drain ditch, shall be deemed guilty of a misdemeanor.

(B) Each day within which the offense continues shall be deemed a separate offense.
(Prior Code KOC, § 820.1, passed 9-15-1914) Penalty, see § 10.99

§ 51.02 OBSTRUCTION OF NATURAL DRAINAGE.

It shall be unlawful for any person to obstruct, impede or alter the natural drainage or free flow of surface water drainage along or adjacent to any public road within the corporate limits of the city.

(Prior Code KOC, § 620.3, passed 11-1-1966) Penalty, see § 10.99

