

AN ORDINANCE RELATING TO THE COLLECTION
AND DISPOSAL OF GARBAGE AND RUBBISH AND
FOR THE LICENSING OF COLLECTORS OF
GARBAGE AND RUBBISH

THE BOARD OF SUPERVISORS OF THE TOWN OF NEW SCANDIA ORDAINS:

Section 1 Definitions As used in this ordinance

the following words shall have the following meanings:

A. "Person" shall be construed to mean any individual, firm, partnership, company, corporation or association.

B. "Garbage" shall be construed to mean organic refuse resulting from the preparation of food or decayed and spoiled food from any source.

C. "Rubbish" shall be construed to mean inorganic refuse matter such as paper, rags, bottles, tin cans, cardboard, discarded clothing, ashes, sweepings, and the like.

D. "Refuse disposal facility" shall be construed to mean that area within the township of May designated by the New Scandia Town Board to be the collection site for garbage and other refuse which will be transported to the Washington County Sanitary Landfill.

Section 2 Accumulation Prohibited. It shall be unlawful for any person to fail to dispose of garbage and rubbish in a sanitary manner, which may be or may accumulate upon property owned or occupied by him.

Section 3 Container Required. Every person who owns or occupies any dwelling house, boarding house, apartment house, restaurant, place of business, or other establishment where garbage is accumulated who does not otherwise dispose of such garbage in a sanitary manner shall provide himself with one or more fly-tight containers sufficient to receive

all garbage which may accumulate between the times for collection. Each such can shall have a tight-fitting cover and be so anchored or fastened that it cannot easily be accidentally tipped over.

Section 4 Wrapping All garbage accumulated between the times of collection shall be deposited in the containers provided for in Section 3, and all such garbage shall be drained and securely wrapped before being placed in said can.

Section 5 Refuse Disposal Facility. There shall be established with the Town of May a Refuse Disposal Facility as defined in Section 1. Such facility shall be open for the collection of refuse on such days and at such times as are established and published by the New Scandia Town Board. It shall be unlawful for any person to leave garbage or other refuse at the disposal facility except during the time prescribed. All garbage and refuse transported to the disposal facility must be covered in such a manner so that nothing is lost in transit.

Section 6 License Required. It shall be unlawful for any person to collect garbage or rubbish from any other person for a fee or other charge or under contract with the township without having first secured a license from the Town Board to do so.

Section 7 Application and Issuance Any person desiring a license to collect garbage and rubbish or either shall make application for the same to the Town Clerk upon a form prescribed by the Town Board. That application shall set forth:

- 1) The name and address of the applicant
- 2) A list of the equipment which he proposes to use in such collection.
- 3) The portion of the Township in which collections are to be made and such other information as the Town Board may require.

The Town Board shall make such investigation as it may deem necessary and thereafter shall consider said application and approve or deny the same. Upon such approval each applicant shall deposit with the Clerk a policy or policies of insurance acceptable to the Town Board insuring said applicant against public liability in an amount not less than \$50,000.00 for bodily injury including accidental death to any one person and not less than \$100,000.00 for each occurrence. Said policy or policies shall also cover property damage in a sum not less than \$10,000.00. Upon the deposit of such insurance policy or policies and upon the payment of the required fee, the license shall be issued by the Town Clerk.

Section 8 License Fee The fee for such license shall be \$20.00 per year. Every license shall expire on December 31 next after its issuance. The fee for part of a year shall be prorated. No license shall be issued for more than one year. The license shall not be transferable from one person to another.

Section 9 Number The number of licenses to be granted hereunder for the collection of garbage and rubbish or either, shall be determined by the Town Board from time to time having in mind the general welfare of the community and the service required to protect and preserve the public health and safety and to suppress nuisances.

Section 10 Vehicle. Every licensed collector shall provide a vehicle or vehicles which has a leakproof body and which is so constructed so that all garbage and rubbish is covered at all times, such covering may be of metal or heavy canvas and subject to approval and inspection by the Town Board. All such vehicles shall be kept clean and as free from offensive odors as possible and shall not be parked in any place or in

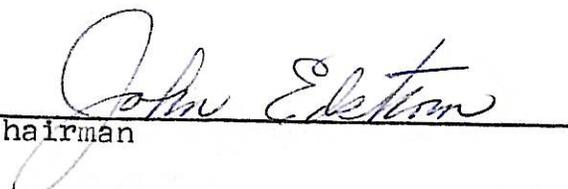
any manner that constitutes a traffic hazard or nuisance.

Section 11 Revocation Every such license may be revoked by the Town Board for a violation of any provision of this ordinance or Washington County Ordinance No. 1 or of State law provided that the licensee has been given reasonable notice and an opportunity to be heard.

Section 12 Penalty Any person violating any of the provisions of this ordinance shall upon conviction thereof be guilty of a misdemeanor and punished by a fine of not more than \$300.00 or by imprisonment for not more than 90 days.

Section 13 Effective Date This ordinance shall be in full force and effect from and after its passage and publication.

Adopted by the Town Board this 19th day of OCTOBER, 1970.


Chairman

Attest:

