

ORDINANCE 15.

AN ORDINANCE TO PROVIDE FOR THE ESTABLISHMENT OF A DIVISION OF SANITATION FOR THE CONTROL, COLLECTION, AND DISPOSITION OF GARBAGE AND RUBBISH WITHIN THE CITY OF PARK RIVER, AND TO PROVIDE CHARGES THEREFORE.

Section 1.

There is hereby established a Division of Sanitation of the Combined Municipal Utilities of the City of Park River which shall be charged with the responsibility of carrying out the provisions of this Ordinance, and which shall supervise the garbage and rubbish collection system and the dump grounds.

Section 2.

In the interests of protecting the public health and sanitation, it is the intention hereof to make the collection, removal, and disposal of the garbage and provide a protocol for the disposal of rubbish within the City of Park River compulsory and universal and to fix charges therefore commensurate with the cost of collecting and disposing of the same.

Section 3.

Garbage as the term is used in this Ordinance shall include all of the accumulations of household waste matter, including dry kitchen refuse, meat, vegetable and fruit refuse, rags, old clothing, paper, and all tin cans. Rubbish as the term is used in this Ordinance shall include ashes, glass, scraps of iron, tin, wire, or any other metals, lawn clippings, old rubber, pieces of wood, barrels, crates, feathers, tree branches, limbs, weeds, grass and similar accumulations.

Section 4.

Each property owner or occupant within the City of Park River, shall furnish and keep one (1) or more suitable garbage cans or plastic containers, equipped with close fitting tops of a capacity not less than fifteen (15) nor more than twenty-five (25) gallons each. Container covers shall be kept on said cans or containers at all times except when garbage is being placed therein or removed therefrom. In case of buildings containing three (3) or more apartments, garbage cans must be furnished by the owner of the building. Garbage cans or plastic bags shall be kept either on the alley or immediately adjacent, or on the front berm or lawn adjacent to the street, if no alley, which should be easily accessible for emptying by the Division of Sanitation.

Section 5.

All GARBAGE must be placed in garbage cans or plastic containers for collection by the Division of Sanitation. Rubbish will not be collected, but may be disposed of at the local landfill pursuant to the rules for the operation of said landfill. The city of Park River will not be financially responsible for any rubbish disposal fees except on specified clean up days as advertised by the City.

Section 6.

All garbage from the entire City of Park River shall be collected as frequently as it is necessary to maintain and preserve the health of the community, except that this Ordinance shall not require the collection of garbage where the streets or alleys are in a temporary condition which makes it impossible to do so. In case of the failure to collect such garbage, such failure shall not relieve the occupant of the premises from the payment of garbage collection fees as set by the City Council.

Section 7.

- 1.) Fees for the collection of garbage and rubbish and the disposal thereof shall be included on the schedule of fees and rates which is included in these ordinances and adopted herein by reference.
- 2.) Reserved.
- 3.) Reserved.
- 4.) Additional Garbage Service. Whenever extraordinary service is required to remove garbage, in addition to and exceeding regular and normal service, an additional charge may be imposed and added to the regular monthly service charge.
- 5.) Reserved.
- 6.) Reserved
- 7.) Reserved

Section 8.

In all places where the electric light service is provided and which receive garbage collection service, the monthly charge above set forth shall be added to and collected as part of the electrical energy bill and collected by the Light and Water Department of the City of Park River. Said sum shall become delinquent upon the same dates as the electrical energy bill upon which the same is charged. If said service charge is not paid

when due, the electrical energy service to said premises may be disconnected in the same manner as is provided for in the case of delinquency in payment of electrical energy bills, and said service shall not be restored without the payment of the penalties provided in the electrical energy ordinances of the City of Park River.

Section 9. - Reserved

Section 10.

If the service charge so established is not paid when due, such sum may be recovered by the City of Park River, in an action at law against the owner or occupant, or both, of the property so served and may be assessed against the premises served, and collected and returned in the same manner as other County or Municipal taxes are assessed, certified, collected, and returned.

Section 11.

No person within the City of Park River shall be permitted to refuse to accept such garbage disposal service, and the failure of any person to receive such service shall not except him from the payment of charges hereinbefore set forth, save and except only those persons residing in areas in which no garbage and refuse collection service is provided for the entire area. In such areas where no service is rendered, no charge shall be made.

Section 12.

The proceeds from the collection of fees and charges hereinbefore set forth shall be placed in a separate fund to be known as the Sanitation Fund, and all the expenses of the City of Park River in the collection and disposal of said garbage and refuse shall be paid out of such fund.

Section 13.

Consolidated Waste, Ltd. shall prescribe and publish reasonable rules and regulations in connection with the preparation, handling, and disposing of garbage. Consolidated Waste, Ltd. shall not collect garbage from any premises where said rules and regulations are not complied with, and the failure to collect the same shall not relieve the owner or occupant of the premises from the payment of fees, nor from the enforcement of the penalties of this Ordinance as hereinafter set forth.

Section 14.

Use of outside incinerators prohibited. No garbage or rubbish as defined in Section 3. Hereof shall be burned within the city limits of Park River, North Dakota, and the use of outside incinerators is hereby declared unlawful.

Section 15.

Accumulation of garbage in city streets prohibited. It shall be unlawful for any person(s) to throw or cause to be thrown, or deposit any ashes or garbage or rubbish of any description upon any street, alley; or public place in the City of Park River.

Section 16.

Violation of this ordinance, including the provisions hereof as to the furnishing and covering garbage cans or plastic containers, , placing of garbage and rubbish in such garbage cans and containers, and all duly promulgated rules of Consolidated Waste, Ltd., shall be punished as provided for violations of other ordinances.

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