

ORDINANCE NO. 64

SOLID WASTE COLLECTION

AN ORDINANCE PROVIDING FOR THE COLLECTION OF SOLID WASTE WITHIN THE CITY OF CHERRY VALLEY, ARKANSAS; FOR THE COLLECTION OF A FEE THEREFOR; PRESCRIBING OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CHERRY VALLEY, ARKANSAS:

1. Collection.

(a) All garbage, waste, trash and refuse from places covered by this Ordinance shall be collected regularly by the city or its agent.

(b) It shall be the duty of each and every owner or his agent, or occupant of any building covered by this Ordinance, to subscribe to the collection and disposal service.

2. City Dump. The mayor and city council shall provide, or contract with others to provide, a suitable place where all garbage and waste may be hauled and deposited for disposal.

3. Prohibited Acts. Placing, burning, etc., of waste paper, trash or garbage on streets and sidewalks, or other alleys or city property is prohibited.

It shall be unlawful for any person to place, burn or throw waste paper, trash or other garbage on any street, sidewalk, alley or public place within the city at any time, day or night, except in such receptacles or areas as designated by the city council, provided that the exact location of such receptacles may be under the direction and control of the city council or its agents.

4. Exceptions. The terms and provisions of this Ordinance shall not obligate the city to pick up or remove refuse or debris which results from construction or repair work, wood or limbs cut or removed from trees.

5. Fees, Classifications. The fees to be charged and paid for the collection and disposal of garbage, trash and

other waste shall be on a monthly basis, payable in advance, as

follows: Business- will be charge at a rate to be determined by City Council according to volume of garbage of each business with a minimum of \$3.00
Residential- \$3.00 per month

All funds so collected shall be accounted for as a separate fund.

6. Responsibility of Payment.

(a) All fees chargeable to each establishment shall be chargeable to the person, firm, organization, listed as responsible for payment of the water bill.

(b) The collector of the Cherry Valley Municipal Water Works is designated as official collector of sanitation fees. The fee levied on a monthly basis shall be due and payable in advance and it shall appear on the billing form used by said water works as a separate item and mailed to each person owing sanitation fees; provided that the collector is authorized to levy and collect on a quarterly or longer-term basis of this is the system customarily used for payment of water service.

7. Penalty. Upon non-payment of the sanitation fee within thirty (30) days, the collector shall notify the City Council, which shall discontinue water service to the customer until all fees and penalties are paid in full. Also, any person, firm, corporation or other organization violating any of the provisions of this Ordinance shall, upon conviction, be fined in an amount not to exceed Fifty Dollars (\$50.00) and each day's violation hereof shall constitute a separate offense.

8. Emergency. The improper disposal of trash and garbage within the City of Cherry Valley could result in a serious hazard to the health and welfare of its citizens, and immediate steps need to be taken by this Council to provide for the proper collection and disposal thereof. An emergency is

therefore declared and this Ordinance being necessary for the preservation of the public health and welfare, shall be in full force and effect from and after its passage.

Dated: August 11, 1981.

APPROVED: Howard H. Bradley
Mayor

ATTEST:

Thomas J. Rowland
Recorder