

MEDARYVILLE TOWN COUNCIL

ORDINANCE NO: 2012-11-01

**AN ORDINANCE REGULATING THE USE OF GARBAGE CARTS AND
ESTABLISHING THE STANDARDS FOR GARBAGE CARTS
IN MEDARYVILLE, INDIANA**

WHEREAS, Medaryville Town Council believes that in order to preserve the health and safety of its citizens, it is necessary to regulate the use of garbage carts provided to every person owning or leasing a residence or place of business within the limits of Medaryville, Indiana.

NOW, THEREFORE, BE IT ORDAINED by the Town Council of the Town of Medaryville, Indiana as follows:

Section 1: Carts Provided To Be Utilized as Garbage Containers.

- (a) *Required.* It shall be the duty of every person owning or leasing a residence or place of business in the Town wherein garbage accumulates from anything whatsoever to maintain in a clean and odor free condition a cart provided by the Town.
- (b) *Standards.* The only container that maybe used must be a cart that the Town, by and through its' third party garbage collection contract, will supply. Plastic garbage bags with tight-fitting tie closures may be used, but shall be placed inside the cart or dumpster with the lids thereof being closed at all times other than when something is being placed in them. Each cart provided by the Town will be equipped with convenient handles and wheels so it will be readily moveable by one person. The carts shall be equipped with a tight-fitting lid or cover so constructed that it shall be watertight, fly proof, raccoon proof, and rat proof.
- (c) *Placement for collection.* All carts must be put out for collection by 7:00 a.m. on the day scheduled for their collection with the arrows located on the carts pointing out toward the street or alley from which collection is made. All carts must have open access for the trash collectors to retrieve them. For street pick-up, carts shall be set out no more than 24 hours prior to the usual time of collection and shall be removed within 24 hours after collection. Reasonable precautions must be taken by customers to protect the carts from the depredations of dogs, cats and other animals to prevent the scattering of the material stored in the cart until collected.

The premises owner shall insure that each cart used for the premises shall be clearly identified in indelible letters at least two inches in height with the service address or apartment number of the premises served by each cart. At no time shall the cart be moved from its assigned address.

- (d) *Storage of garbage.* All garbage, trash or rubbish which accumulates shall be deposited in either a cart or dumpster. The lid to every cart and dumpster shall be kept on and closed at all times other than when placing items in them.

Section 2: Enforcement/Fines.

Whoever violates any of the provisions of this article shall pay a civil penalty of not more than \$100.00 for each violation. Each day in which any such violation shall continue shall be deemed a separate offense. In addition, any abatement procedures provided by law shall be in addition to any penalties prescribed in this section.

This Ordinance shall take effect after the same has been passed by the Town Council and any necessary publication.

Passed by the Town Council of the Medaryville, Indiana, this 21st day of November, 2012 by a vote of _____ to _____.

Gene Payne, President
Medaryville Town Council

Derrick Stalbaum, Vice President
Medaryville Town Council

Carolyn Hager, Member
Medaryville Town Council

ATTEST:

Judy Harwood, Town Clerk/Treasurer
Medaryville, Indiana