

**CITY OF ALBION
ORDINANCE #2023-01**

AN ORDINANCE TO AMEND CHAPTER 66 SOLID WASTE, BY AMENDING
ARTICLE II, DIVISION IV, TRANSPORTATION, COLLECTION AND DISPOSAL,
SECTION 66-141, UNLAWFUL DUMPING

Purpose and Finding:

As the council is aware, the city council previously discussed the City's existing unlawful dumping ordinance which, in part, prohibits the placement of refuse or waste materials on public property. Public property includes the easements that exist between the sidewalks and the streets. During the fall months, many citizens bag leaves and have numerous bags for pickup through the City's refuse collector, Granger. Frequently, the number of bags necessitates placement of some or all of the bags in the city easement area in front of homes for purposes of pickup. The below ordinance amends the existing ordinance to allow for the placement pending pickup.

THE CITY OF ALBION ORDAINS:

Section 1: Chapter 66, of the Codified Ordinances of the City of Albion is hereby amended, by amending Article II, Division IV Transportation, Collection and Disposal, Section 66-141, Unlawful Dumping, as follows:

66-141: Unlawful Dumping

- (a) No person shall place, dispose, throw or deposit any refuse or waste materials upon or into any street, alley or other public or private property, except as specifically provided in this article.
 - i. Nothing in this section shall prohibit a property owner, between October 1 and December 1 of each year, from placing refuse or waste materials in the easement area directly abutting the property owner's property for purposes of pickup by the City's contracted refuse collector. Placement of refuse or waste materials in the easement area under this sub-section may not extend beyond the property's next regularly scheduled refuse collection day, or one (1) week from the date of placement in the easement area, whichever is shorter. Refuse or waste materials placed in the easement area under this sub-section may only be refuse or waste materials approved for pickup by the City's contracted refuse collector.

Section 2: Severability. This ordinance and each article, section, subsection, paragraph, subparagraph, part, provision, sentence, word and portion thereof are hereby declared to be severable, and if they or any of them are declared to be invalid or unenforceable for

any reason by a court of competent jurisdiction, the remainder of this ordinance shall not be affected.

Section 3: Repealer Clause. All ordinances or parts of ordinances in conflict herewith are hereby repealed only to the extent necessary to give this Ordinance full force and effect.

This Ordinance shall take effect on February 17, 2023 after publication.

First Reading:

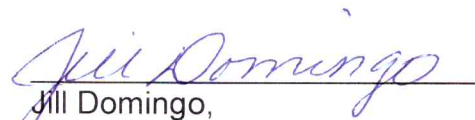
Second Reading & Adoption:

January 3, 2023

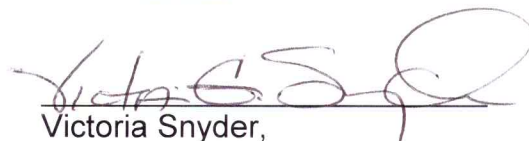
January 17, 2023

Ayes 7
Nays 0
Absent 0

Ayes 6
Nays 0
Absent 1 (Lawler)



Jill Domingo,
Clerk



Victoria Snyder,
Mayor