ORDINANCE NO. 2011-32
INTRODUCED BY: Mayor Rinker and Council as a Whole

AN EMERGENCY ORDINANCE
AMENDING CODIFIED ORDINANCE SECTION 1363.02
DUMPING, DEPOSITING, STORAGE OF GARBAGE,
RUBBISH, REFUSE PROHIBITED

WHEREAS, it is the recommendation of the Ordinance Review Committee that all residents be required to store garbage receptacles out of site from any and all public streets and roadways; and

WHEREAS, the Village Council deems it in its best interest to amend Codified Ordinance Section 1363.02 to include such requirement.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF MAYFIELD VILLAGE, OHIO, THAT:

SECTION 1. Section 1363.02 of the Village's Codified Ordinances as enacted in 1973 per Ord. 73-19, and per the recommendation of the Ordinance Review Commission be amended to read as more fully set forth in Exhibit "A" attached hereto and incorporated herein by reference.

SECTION 2. All other provisions of the Village's Codified Ordinances not inconsistent herewith shall remain in full force and effect.

SECTION 3. The Clerk of Council is authorized and directed forward a certified copy of this Ordinance to the Codifier of the Village of Mayfield.

SECTION 4. The Council finds and determines that all formal actions of this Council relating to the adoption of this Ordinance have been taken at open meetings of this Council; and that deliberations of this Council and of its committees, resulting in such formal action, took place in meetings open to the public, in compliance with all statutory requirements including the requirements of Section 121.22 of the Ohio Revised Code.

SECTION 5. This Ordinance is hereby declared to be an emergency measure immediately necessary for the health, safety and welfare of the residents of Mayfield Village, Ohio. It shall, therefore, take effect immediately upon the passage by the

affirmative vote of not less than five (5) members elected to Council and approval by the Mayor or otherwise at the earliest time allowed by law.

WILLIAM BUCKHOLTZ
Council President

First Reading: August 15, 2011

Second Reading: September 19, 2011

Third Reading: October 17, 2011

PASSED: October 17, 2011

BRUCE G. RINKER, Mayor

APPROVED AS TO FORM:

JOSEPH W. DIEMERT, JR.
DIRECTOR OF LAW

ATTEST:
MARY E. BETSA,
Clerk of Council

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1363.02 DUMPING, DEPOSITING, STORAGE OF GARBAGE, RUBBISH, REFUSE PROHIBITED.

No person, firm or corporation shall dump, deposit or store, or permit to be dumped, deposited or stored, any garbage, refuse, rubbish, litter, mud, gravel, etc., or other waste material of any kind on any public or private property. The placing of garbage, rubbish, refuse, litter, or other waste material in covered receptacles specifically designed for that purpose shall not constitute the deposit of garbage, refuse, rubbish, litter or other waste material on public or private property, provided the receptacles are regularly emptied and maintained, are stored out of site from any and all public streets and roadways, and do not become a nuisance or menace to the public health.

(Ord. 73-19. Passed 3-29-73.)

EXHIBIT A