



ORDINANCE 724

AN ORDINANCE OF THE CITY OF THE VILLAGE, OKLAHOMA AMENDING CHAPTER 23, SECTION 23-23 OF THE CODE OF ORDINANCES OF THE CITY OF THE VILLAGE; PERTAINING TO POLYCARBONATE PLACEMENT AND STORAGE; PROVIDING FOR REPEAL; PROVIDING FOR SEVERABILITY; AND DECLARING AN EMERGENCY

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF THE VILLAGE:

Section 1. That Chapter 23, Section 23-23, Subsection (a) of the Code of

Ordinances is hereby amended to read as follows:

Sec. 23-23. Carts, containers, plastic bags; excess wastes, brush, etc.

(a) The owners, occupants, or rental agents of all single family residential premises in the city:

- 1) Shall use carts provided by the city or its independent contractor as the primary container for waste disposal or recycling and shall maintain said carts in a sanitary and safe condition, including but not restricted to, the prevention of waste accumulation in the bottom and side of said containers.
- 2) Shall keep the cover or lid of carts and containers closed at all times to prevent blowing litter and the attraction of flies, insects, or rodents.
- 3) Except as provided in paragraph (4) below, shall store or keep all carts either inside an enclosed garage or in that portion of the Side Yard located behind the Front Building Line, as those terms are defined by Chapter 24, Section 24-1, or as close to that portion of the Side Yard located behind the Front Building Line as possible. Carts kept or stored pursuant to this subsection shall be stored or kept immediately adjacent to the house, garage, or fence. Figure 1 and Figure 2 show general locations where carts should be stored or kept pursuant to this paragraph
- 4) If eligible for special house side service due to a head of household's having (i) a handicap parking permit through the Oklahoma Department of Public Safety or (ii) a doctor's certificate indicating physical inability to roll polycarts to the curb, shall store or keep more all carts in a location immediately adjacent to the house,



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garage, or a fence that is easily accessible by sanitation workers in accordance with paragraph (b) below.

- 5) Shall not place carts, bulky waste, or any other waste out for collection before 3:00 p.m. on the day before the designated collection day, but no later than 6:00 a.m. on the collection day designated by the city.
- 6) Shall not allow carts, bulky waste, or any other waste to remain at curbside or beyond the front building line after 8:00 a.m. on the day after the designated collection day.
- 7) Shall not overfill any cart or plastic bag, or place any cart or plastic bag out for collection with contents exceeding the capacity of the cart or plastic bag in terms of volume or weight. The weight limit for 95-gallon container shall be 200 pounds. The weight limit for a 65-gallon container shall be 150 pounds. The weight limit for a plastic bag shall be 35 pounds.
- 8) Shall not place in any cart or plastic bag any bulky wastes, construction debris, stable matter, hazardous wastes, hot ashes, dirt, sand, sod, rocks, or similar items that may damage the cart or collection equipment.
- 9) Shall not remove the cart from the premises to which it is assigned by the city or its independent contractor.
- 10) Shall be responsible for damage to carts or containers furnished to them by the City or its independent contractor and shall pay to the City the cost of replacement of any such cart or container damaged by improper use before a new cart or container is issued to the account.



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FIGURE 1

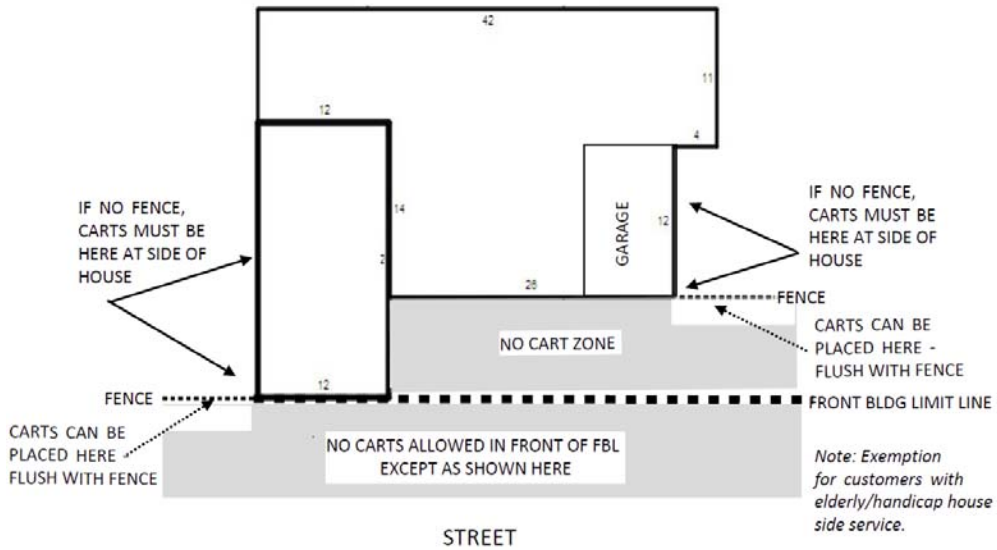
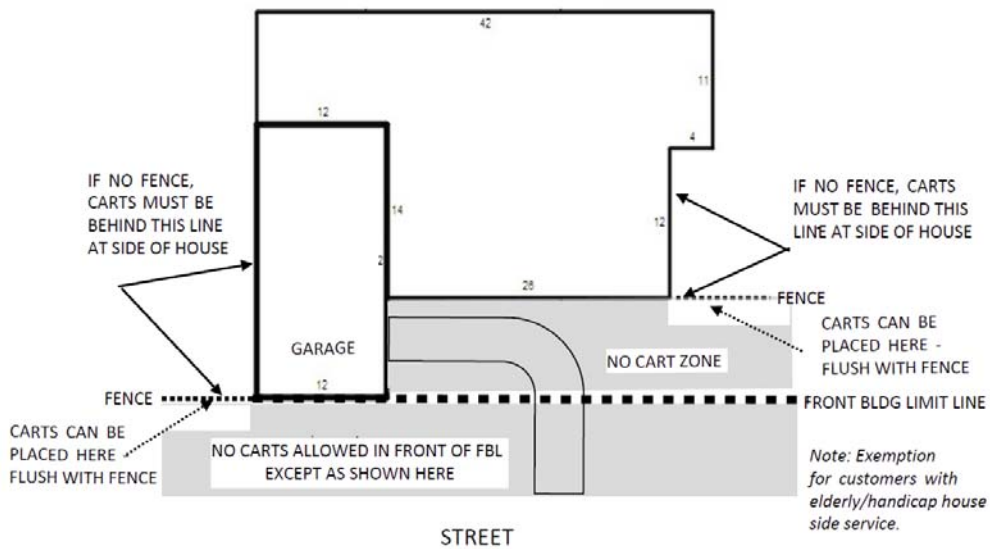


FIGURE 2



Section 2. Repealer Clause. All Ordinances or parts of Ordinances in conflict herewith are hereby repealed.

Section 3. Severability Clause. If any section, subsection, sentence, clause, or portion of this Ordinance is for any reason held invalid or unconstitutional, such portion shall be deemed a separate, distinct, and independent provision, and such holding shall not affect the validity of the remaining portions of this Ordinance.



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Section 4. **Effective Date.** This Ordinance shall take effect July 1, 2017.

PASSED AND APPROVED BY THE COUNCIL OF THE CITY OF THE VILLAGE, OKLAHOMA, this 20th day of March, 2017, after compliance with the notice requirements of the Open Meeting Law (25 O.S. § 301, *et seq.*).



HUTCH HIBBARD, MAYOR

ATTEST:



Bruce K. Stone, City Clerk

APPROVED AS TO FORM AND LEGALITY this ____ day of _____,
2017.

Leslie V. Batchelor, City Attorney