

1st reading 3-3-21
P&Z Approval _____
2nd reading Suspended rules
3rd reading _____
Voted On 3-3-21
Ayes: 7 Nays: 0
PASSED X DEFEATED _____

ORDINANCE NO. 2021-3

AN ORDINANCE AMENDING SECTION 939.02 OF THE CODIFIED ORDINANCES OF ORANGE VILLAGE TO APPLY THE REGULATIONS OF GARBAGE CAN FACILITIES TO PUBLIC AND PRIVATE RIGHTS OF WAY.

WHEREAS, Section 939.02, Placement and Removal of Garbage and Recycling Containers, only applies the regulation of garbage can facilities to public rights of ways; and

WHEREAS, this Council desires to amend Section 939.02 of the Codified Ordinances to apply the regulation of garbage can facilities to both public and private rights of ways.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF ORANGE VILLAGE, CUYAHOGA COUNTY, STATE OF OHIO:

SECTION 1. That existing Section 939.02 is hereby amended which shall read and provide, in its entirety, as follows:

“939.02 PLACEMENT AND REMOVAL OF GARBAGE AND RECYCLING CONTAINERS.

(a) No owner or occupant of any property shall place any container of garbage or recyclable material within a **public or private** ~~municipal~~ right of way prior to 4:00 p.m. on the day before the scheduled municipal, trash collection day.

(b) No owner or occupant of any property shall fail to remove any container used for garbage disposal or recyclable material from any **public or private** ~~municipal~~ right of way before 10:00 a.m. of the day after any municipal trash collection day.

(c) Except for employees of the municipal trash hauler acting in the course and scope of their employment, no person shall place any garbage, container of garbage, any container used for the disposal of garbage, or container used for recyclable materials within a **public or private** ~~municipal~~ right of way and/or on any public or private property within the municipality, unless that person is either an owner or an occupant of the property on which the container is placed, and is placing the container as permitted by this ordinance.

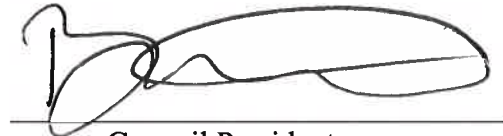
(d) All perishable garbage placed in a **public or private** ~~the~~ right of way shall be placed in a container which is not susceptible to being opened or destroyed by animals.”

SECTION 3. That existing Section 939.02 is hereby repealed.

SECTION 4. That actions of this Council concerning and relating to the passage of this legislation were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements including Chapter 105 of the Codified Ordinances of Orange Village.

SECTION 5. That this Ordinance shall take effect and be in force from and after the earliest period allowed by law.

PASSED: MARCH 3, 2021

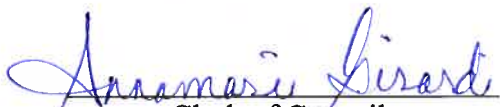


Council President

Submitted to the Mayor for
approval on this 3RD day of MARCH, 2021

Approved by the Mayor this
3RD day of MARCH, 2021

ATTEST:



Clerk of Council

Mayor