

## ORDINANCE #2023.014

### AN ORDINANCE PRESCRIBING REGULATIONS FOR CONTAINERIZED YARD WASTE

#### SECTION I. Purpose:

An ordinance to establish requirements for the proper handling of yard waste in Liberty Township, so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

#### SECTION II. Definitions:

For the purpose of this ordinance, the following terms, phrases, words and their derivations shall have the meanings stated herein unless their use in the text of this Chapter clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word "shall" is always mandatory and not merely directory.

- a. Containerized – means the placement of yard waste in a trash can, bucket, bag or other vessel, such as to prevent the yard waste from spilling or blowing out into the street and coming into contact with stormwater.
- b. Person – any individual, corporation, company, partnership, firm, association, or political subdivision of this State subject to municipal jurisdiction.
- c. Street - means any street, avenue, boulevard, road, parkway, viaduct, drive, or other way, which is an existing State, county, or municipal roadway, and includes the land between the street lines, whether improved or unimproved, and may comprise pavement, shoulders, gutters, curbs, sidewalks, parking areas, and other areas within the street lines.
- d. Yard Waste – means leaves and grass clippings.

#### SECTION III. Prohibited Conduct:

The owner or occupant of any property, or any employee or contractor of such owner or occupant engaged to provide lawn care or landscaping services, shall not sweep, rake, blow or otherwise place yard waste, unless the yard waste is containerized, in the street. If yard waste that is not containerized is placed in the street, the party responsible for placement of yard waste must remove the yard waste from the street or said party shall be deemed in violation of this ordinance. The Township does not collect yard waste from residents.

#### SECTION IV. Enforcement:

The provisions of this ordinance shall be enforced by the Zoning Officer or such other official as may be authorized by the Liberty Township Committee

#### SECTION V. Violations and Penalties:

Any person(s) who is found to be in violation of the provisions of this ordinance shall be subject to a fine not to exceed \$1,000 for each day that the violation continues.

SECTION VI. Severability:

If any section or portion of this Ordinance shall be adjudged unconstitutional or invalid, the same shall not affect, impair or invalidate any other provision of this Ordinance.

SECTION VII. Repealer:

All Ordinances or parts thereof inconsistent with this Ordinance are repealed to the extent of any inconsistency.

SECTION VIII.

This Ordinance shall take effect upon its final passage and publication as provided by law.

Action:	Date of Action:
Introduction:	2 November 2023
First Publication:	9 November 2023
Public Hearing:	7 December 2023
Adoption:	7 December 2023
Published Notice of Adoption:	14 December 2023