

## ORDINANCE 289

### AN ORDINANCE TO AMEND THE MEDIAPOLIS MUNICIPAL CODE CHAPTER 8.04 BY ADDING SECTIONS 8.04.071.A AND 8.04.071.B- REGULATIONS FOR THE YARD WASTE COLLECTION SITE AND PENALTIES FOR VIOLATIONS OF SAID REGULATIONS

WHEREAS, the City of Mediapolis by and through the City Council, has determined that it is in the best interest of the citizens of the City of Mediapolis to regulate the use of the yard waste collection site and establish penalties for the violations of said regulations does hereby enact the following ordinance amending Chapter 8.04 of the Mediapolis Municipal Code, by adding Sections 8.040.071.A and 8.04.071.B as more specifically set forth herein.

**Section 1.** Section 8-040.071.A shall be added to the Mediapolis Municipal Code and shall read as follows:

#### Section 8.040.071.A

**Public use of yard waste site.** The yard waste site is for the use of the citizens of Mediapolis only. Yard waste is defined as grass clippings, leaves and garden waste. These materials must be removed from any sacks or bags and placed in the westernmost bunker at the yard waste site. Small branches and sticks (no trees) must be removed from any sacks or bags and placed in the easternmost bunker at the yard waste site. Empty bags and sacks must be placed in the dumpster provided at the site. Only yard waste, small branches and limbs no larger than 6” in width and 4’ in length may be deposited at the yard waste site. Depositing any other materials is a violation.

**Section 2.** Section 8.040.071.B shall be added to the Mediapolis Municipal Code and shall read as follows:

#### Section 8.040.071.B

**Fines for Violation.** A first offense violation of this section shall result in a fine of one hundred dollars. A second offense of this section within two years of the offense shall result in a fine of two hundred fifty dollars. A third offense violation of this section within three years of the first offense shall result in a fine of five hundred dollars.

**Section 3.** **REPEALER.** All Ordinances or parts of Ordinances in conflict with the provisions of this Ordinance are hereby repealed.

**Section 4.** **SEVERABILITY.** If any section, provision or part of this Ordinance shall be adjudged invalid or unconstitutional, such adjudication shall not affect the validity of the Ordinance as a whole or any section, provision or part thereof not adjudged invalid or unconstitutional.

**Section 5.** **WHEN EFFECTIVE.** This Ordinance shall be in effect after its final passage, approval and publication as provided by law.

PASSED, APPROVED, and ADOPTED this 1<sup>st</sup> day of June, 2009.

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Todd Hilton, Mayor Pro-tem

ATTEST:

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Julia Tribbey, City Clerk

1<sup>st</sup> reading May 4, 2009

2<sup>nd</sup> reading May 18, 2009

3<sup>rd</sup> reading June 1, 2009