

ORDINANCE NO. 2010-49-S&S

**AMENDING SECTION 521.08 OF THE GREENHILLS CODIFIED ORDINANCES
REGARDING LITTERING AND DEPOSIT OF GARBAGE
AND DECLARING AN EMERGENCY**

WHEREAS, Section 521.08 of the Greenhills Codified Ordinances currently governs littering, the deposit of garbage, rubbish, junk, etc., on property within the Village; and

WHEREAS, Council for the Village of Greenhills has determined that a littering problem exists within the Village; and

WHEREAS, Council for the Village of Greenhills has determined that it is necessary and in the best interest of the Village to revise the current littering ordinance.

NOW, THEREFORE, be it ordained by the Council of the Village of Greenhills, Ohio, 6 members elected thereto concurring:

SECTION 1.

That Section 521.08 of the Greenhills Codified Ordinances is hereby amended as set forth in Exhibit "A" attached hereto and incorporated herein by reference.

SECTION 2.

That all unchanged portions of Section 521.08 shall remain in full force and effect.

SECTION 3.

That this ordinance is hereby declared to be an emergency measure necessary for the immediate preservation of the public peace, health, safety and general welfare, and shall be effective immediately upon passage. The reason for said declaration of emergency is the need to provide improved littering regulations in order to rectify various unsightly and unsanitary occurrences in the Village at the earliest possible date.

Passed this 7th day of December, 2010.

Fred Murrell, MAYOR /s/

Kathryn L. Lives, CLERK OF COUNCIL /s/

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EXHIBIT "A"

521.08 LITTERING AND DEPOSIT OF GARBAGE, RUBBISH, JUNK, ETC.

- (a) No person shall throw or deposit litter in or on any street, sidewalk, or other public place within the Municipality except in public receptacles or in authorized private receptacles.
- (b) No owner, lessee, agent or tenant having charge of or responsibility for any lot or land within the Municipality shall cause or allow litter to be collected or to remain upon such lands which constitute or may cause a detriment to public health.
- (c) As used in this section, "litter" includes but not limited to any garbage, trash, waste, rubbish, ashes, cans, bottles, wire, paper, cartons, boxes, automobile parts, furniture, glass, gum cigarette butts or anything else of an unsightly or unsanitary nature.
- (d) As used in this section, "public place" means any and all streets, sidewalks, boulevards, alleys, public parks, squares, spaces, grounds and buildings. "Public place" also includes any private property open to the public for the conduct of business or the provision of a services, but does not include any private property to which the public otherwise does not have a right of access.
- (e) Whoever violates this section is guilty of a minor misdemeanor.