

## ORDINANCE NO. 24-22

AN ORDINANCE PREVENTING ANY PERSON, FIRM, CORPORATION, OR ASSOCIATION, REGARDLESS OF INTENT, TO LEAVE FURNITURE, JUNK, LITTER, AND RUBBISH AT THE BOULEVARD, CURBSIDE, OR ALLEY FOR MORE THAN 24 HOURS AND DECLARING AN EMERGENCY

WHEREAS, the City has adopted Ordinances to protect the public health, safety and sanitation of the City for the protection of its residents and their property; and

WHEREAS, one of the purposes of adopting new Ordinances is to protect the health, safety, and welfare of all persons and occupants of all premises and to prevent the blighting of City Neighborhoods by establishing minimum standards relative to the control of furniture, junk, litter, and rubbish accumulating at the City's boulevards, curbsides, and alleys; and

WHEREAS, this Council finds and determines that the accumulation of furniture, junk, litter, and rubbish at the boulevards, curbsides, and alleys constitutes a nuisance detrimental to the health, safety, and welfare of the community in that such conditions tend to interfere with the enjoyment of and reduce the value of private property and create urban blight; and

WHEREAS, this Council finds and determines that such conditions need to be regulated, abated, and prohibited; and

NOW THEREFORE, BE IT ORDAINED by the Council of the City of Port Clinton, County of Ottawa and State of Ohio:

**Section 1.** No person, firm, corporation, or association, regardless of intent, shall leave furniture, junk, litter, and rubbish at the boulevard, curbside, or alley for more than 24 hours.

**Section 2.** "Litter" includes garbage, trash, waste, rubbish, ashes, cans, bottles, wire, paper, cartons, boxes, automobile parts, furniture, glass, auxiliary containers, or anything else of an unsightly or unsanitary nature.

**Section 3.** All furniture, junk, litter, and rubbish shall be taken to the boulevard, curbside, or alley location no earlier than 5:00 p.m. the day before you arrange for collection of the items.

**Section 4.** All furniture, junk, litter, and rubbish shall be stored in an inconspicuous location at the Residential Unit for storage until the items can be placed at the boulevard, curbside, or alley location for collection. Unless, because of sanitary, safety or other factors, the Safety Service Director gives prior permission to place items elsewhere at a particular residential unit.

**Section 5.** To protect the health, safety, and welfare of any person, the Chief of Police, or his designated representative, shall have the authority to conduct inspections and re-inspections and issue citations for violations when furniture, junk, litter, and rubbish is left at the boulevard, curbside, or alley for more than 24 hours.

**Section 6.** Whenever the Chief of Police determines, or has reasonable grounds to believe that a violation exists, the Chief shall issue a citation setting forth the alleged violation advising the owner of the land, or the person having charge of the land, that such violation occurred.

**Section 7.** Whoever violates this Section is guilty of a minor misdemeanor. Each day such violation is committed or permitted to continue after the initial 24 hours to abate, shall constitute a separate offense and shall be punishable as such hereunder.

**Section 8.** This Council finds and determines that all formal actions of this Council and any of its committees concerning and relating to the passage of this Ordinance were taken in an open meeting of this Council or committees, and that all deliberations of this Council, and any of its committees, that resulted in those actions were in meetings open to the public, in compliance with the law.

**Section 9.** This Ordinance is declared to be an emergency measure necessary for the immediate preservation of the public peace, health and safety of the City, and for the further reason that this Ordinance is required to prevent the blighting of neighborhoods located in the City of Port Clinton; **wherefore**, this Ordinance shall be in full force and effect immediately upon its passage and approval by the Mayor.

Passed: \_\_\_\_\_, 2022

\_\_\_\_\_  
President of Council

Attest: \_\_\_\_\_  
Clerk of Council

Approve \_\_\_\_\_, 2022

\_\_\_\_\_  
Mayor