

Chapter 7.34

LITTERING CITY STREETS

Sections:

- 7.34.010 Dumping of Garbage on City Streets
- 7.34.020 Unlawful to Dump Garbage on City Streets
- 7.34.030 Definition of Garbage
- 7.34.040 Deposit of Garbage in Cans
- 7.34.050 Notice from Police or City to Remove Garbage
- 7.34.060 Penalties

7.34.010 Dumping of Garbage on City Streets. It is hereby declared to be the policy of the City of Harlowton, to control and prevent the dumping of garbage or refuse on city streets, sidewalks, alleys, vacant lots or residence or business lots within the City of Harlowton, Wheatland County, Montana.

7.34.020 Unlawful to Dump Garbage on City Streets. It shall hereafter be unlawful for any person or persons, firm, association or corporation or their agents or anyone acting for them to dump, place, deposit, throw or empty or to cause or permit to be dumped, placed, deposited, thrown, or emptied any garbage, trash, or waste on any lot, or lots, street, alley or sidewalk within the city limits of the City of Harlowton, except as hereinafter defined.

7.34.030 Definition of "Garbage". The word "garbage" as herein used, is intended to mean all refuse, animal and vegetable matter, ashes, straw, hay, cans, bottles, glass, waste clothing, waste paper, rags, old shoes, wire, wood, lumber, store sweepings, or rubbish, oil, any type of battery, old or abandoned machinery, implements, wagons, buggies, boats, any and all unlicensed wheeled and/or motorized vehicles or parts thereof, and any and all other animal or vegetable matter, manure or property that is unsightly or that is likely to produce disease, filth, trash, stench, or foul odors or hazards.

7.34.040 Deposit of Garbage in Cans. That hereafter any person or persons, firm, association or corporation residing in a dwelling or conducting a business shall deposit all garbage in a can or cans or metal containers with lids or covers until such time as it is removed to a landfill. If an item of garbage is too large to fit in the normal receptacles the owner wishing to dispose of it shall make arrangements with a garbage collector to remove said item within 7 days of its being placed for removal. All items too large to fit in the normal receptacles shall be placed next to the normal receptacles and shall be stored in a manner that makes them safe for the general public.

7.34.050 Notice from Police or City to Remove Garbage. If at any time any person, persons, firms, association or corporation shall violate any of the provisions of this ordinance, they shall be notified, in writing, that they have 48 hours to remove said garbage. Said notice shall be delivered either in person, by mail or posted on the premises of the person notified. If any person, persons, firms, association or corporation shall fail for a period of 48 hours after receiving said notice to provide cans or containers for their garbage or shall refuse to remove said garbage, the City of Harlowton has the right to remove said garbage. The cost thereof shall be billed to the owners of said lots. If the city is not reimbursed for said cost within 30 days the city clerk shall thereupon certify the cost of the same to the county clerk and recorder, with a statement of said costs and the same shall be levied and assessed and collected as taxes against the owner or owners of said lots in the same manner as other taxes are levied, assessed and collected.

7.34.060 Penalties. Any person, persons, firm, association or corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in the sum of not less than \$50.00 and not more than \$500.00 and cost of prosecution for each violation, or by imprisonment in the county jail for not less than two days and not more than twenty days, or by both such fine and imprisonment.

7.34.070 Notice From Police to Remove Garbage. If any person, persons, firms, association or corporation shall fail for a period of 48 hours after receiving notice from a police officer, garbage collector or any inspector, to provide cans or containers for their garbage or shall refuse to permit the said garbage collector to remove said garbage, the garbage inspectors provided herein the right to furnish said garbage cans or containers and the cost thereof, together with the cost of cleaning up said lot or premises where said garbage was deposited shall be certified with the city clerk and the city clerk shall thereupon certify the cost of the same to the county clerk and recorder with a statement of said costs and the same shall be levied and assessed and collected as taxes against the owner or owners of said lots in the same manner as other taxes are levied, assessed and collected.

7.34.080 Penalties. Any person, persons, firm, association corporation violating any of the provisions of this ordinance shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in the sum of not less than sixty dollars (\$60.00) nor more than three hundred dollars (\$300.00) and cost of prosecution for each violation, or by imprisonment in the city jail for not less than one day and not more than thirty days, or by both such fine and imprisonment.

