

ORDINANCE 12-504

AN ORDINANCE TO REPEAL AND REPLACE ORDINANCE #390, WHICH ESTABLISHED THE RULES FOR COMPOST, BRUSH, AND LIMB DISPOSAL FOR THE TOWN OF BATTLE GROUND

Be it ordained by the Council of the Town of Battle Ground, Indiana, that [Ordinance #390](#), which established rules for compost, brush and limb disposal in the Town of Battle Ground, is hereby REPEALED. The Town of Battle Ground hereby enacts ORDINANCE 12-504, which shall restrict the disposal of compost, brush, organic yard waste, and tree limbs as follows:

Section 1. Generally. The area where compost, brush, organic yard waste, and tree limbs ("Approved Materials") are to be disposed of, shall be specifically designated by the Town Council ("Compost Site"). A citizen of the Town may dispose of Approved Materials into the Compost Site at appropriate times as posted at the Compost site.

Section 2. Disposal of Unlisted Materials Prohibited. The disposal of materials other than compost, brush, organic yard waste, or tree limbs in the Compost Site shall is prohibited, and shall be a violation of this Ordinance.

Section 3. Non-Resident Disposal Prohibited. Disposal by non-residents of the Town of Battle Ground is hereby prohibited, and shall be a violation of this Ordinance.

Section 4. Residential Disposal Only. Only Approved Materials of a residential nature shall be disposed of at the Compost Site. Disposal of materials from any non-residential source is prohibited. Additionally, materials of any kind are prohibited in the Compost Site, if they are the result of work done by a contractor. Any prohibited disposal under this section, shall be a violation of this Ordinance.

Section 5. Petition for Town Council Approval. A citizen of the Town may petition the Town Council to dispose of materials if that disposal would otherwise violate this Ordinance. The decision as to whether or not to approve the disposal upon petition shall solely be at the discretion of the Town Council, and shall have no effect on the enforceability of this Ordinance.

Section 6. Penalty for Violation. A violation of this Ordinance shall result in a penalty of not more than \$500.00 for the first violation and not more than \$1,000.00 for any subsequent violations.

PASSED, APPROVED AND ADOPTED by the Town Council of the Town of Battle Ground, Indiana on first reading this 10th day of December , 2012.

Steve Egly
Steve Egly, President

Brian Brewer
Brian Brewer

ATTEST:

Phyllis Hall
Phyllis Hall

Becky Holladay
Becky Holladay

Clerk/Treasurer

David Sturgeon

Karen Pearson

Karen Pearson

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