

ORDINANCE NO. 444-06

AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF BATTLE GROUND, INDIANA, TO ESTABLISH VIOLATIONS AND FINES FOR TRASH LEFT NEAR THE CURBS OF BATTLE GROUND.

WHEREAS, the Town of Battle Ground, Indiana, hereinafter referred to as "Town", has contracted with a waste management company for pickup and disposal of all residential waste (excluding yard debris such as grass clippings, leaves, brush, and limbs);

WHEREAS, the waste management contract provides for weekly pickup of general residential waste and monthly pickup of "large items"; and

WHEREAS, the aforementioned "large items" are defined as trash items too large to fit within the provided receptacle, but less than two cubic yards in total, and excluding the aforementioned yard debris and other specific items such as, but not limited to tires, refrigerators, hazardous chemicals and other items not accepted by the Tippecanoe County Trash Transfer Station.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF BATTLE GROUND, STATE OF INDIANA:

SECTION 1. "Large items" shall not be placed at the curb more than 24

hours in advance of the monthly pickup for said "large items". If the items are not picked up for any reason, it shall be the property owner's responsibility to remove these items from the curb within 48 hours of large item pickup time. The items shall be moved to a

place where they are not visible from the pickup point or any major thoroughfare of the Town.

SECTION 2. When a resident is in violation of Section 1 of this ordinance,

the property owner may be fined up to a maximum amount of \$50.00 per day for each day the offense continues. Fines shall be payable to the Battle Ground Ordinance Violations Bureau.

SECTION 3. If the offense continues for more than five days with unsatisfactory action on the part of the resident/property owner, the Town may order that the trash be picked up and disposed of by Town employees. The Town will charge the property owner \$100.00 or the cost of the action, whichever is greater. If the fee is not paid within 60 days of the action, the Town will either place a lien on the property or seek to add this debt to the property tax bill associated with the property.

SECTION 4. Any previous Battle Ground ordinance that is in conflict with this ordinance is hereby declared null and void.

Passed by the Town Council of the Town of Battle Ground, Indiana, on this

