

Village of Crooksville, Ohio

ORDINANCE NO. 2635

**ORDINANCE AMENDING ORDINANCE NOS. 2184, 2425, 2457, 2522 and 2622
REGULATING TRASH AND REFUSE COLLECTION
IN THE VILLAGE OF CROOKSVILLE, PERRY COUNTY, OHIO,
AND DECLARING AN EMERGENCY**

Whereas, pursuant to Ohio Revised Code § 715.43, any municipal corporation may provide for the collection and disposition of garbage and refuse;

Whereas, in accordance with Ohio Revised Code § 715.43, the Village of Crooksville previously adopted Ordinance No. 2184, enacted July 3, 1995, regulating trash and refuse collection in the Village of Crooksville;

Whereas, the Village of Crooksville previously adopted Ordinance No. 2425, enacted December 19, 2011, amending Ordinance No. 2184, but amending said Ordinance only to the extent of increasing the permit application and renewal fee; and

Whereas, the Village of Crooksville adopted Ordinance No. 2457, enacted April 15, 2013, amending the above-referenced Ordinances only to the extent necessary to revise and institute a new allowable schedule for residential and commercial trash pick-up within the Village; and

Whereas, the Village Council adopted Ordinance No. 2522, enacted April 20, 2015, to amend Ordinance Nos. 2184, 2425, and 2457 only to the extent necessary to revise and institute new and/or additional requirements for insurance coverage for persons, firms, companies or corporations that make application for and/or hold a permit for trash and refuse collection in the Village of Crooksville; and

Whereas, the Village Council adopted Ordinance 2622, enacted July 2, 2018, to amend Ordinance Nos. 2184, 2425, 2457 and 2522 only to the extent necessary to revise and clarify time requirements and implement late fees for haulers who fail to abide permit renewal deadlines and/or to timely provide required documentation; and

Whereas, the Village Council now desires to amend Ordinance Nos. 2184, 2425, 2457, 2522 and 2622, only to the extent necessary to specify and restrict the size of trash hauling truck that may be utilized for trash and refuse collection within the limits of the Village of Crooksville, and to designate a penalty for noncompliance therewith, for purposes of protecting and preserving the Village's alleys and roadways from destruction and damage that can occur from operating large vehicles upon alleys and roadways that are not constructed in such a manner as to withstand the weight of such vehicles.

12-18-18

NOW THEREFORE BE IT, AND IT IS HEREBY ORDAINED by the Village of Crooksville, Perry County, State of Ohio, that:

Section 1. Ordinance 2184 is hereby AMENDED to ADD the following provision:

8.1. For trash and refuse collection services within the Village of Crooksville, no permit holder, person, firm or entity shall utilize and operate within the Village of Crooksville a vehicle larger than a single rear axle vehicle.

Section 2. Ordinance 2184 is hereby AMENDED to ADD the following provision:

13.1. Any permit holder, person, firm or entity engaging in or performing trash and refuse collection service within the Village of Crooksville and utilizing and operating for such purposes a vehicle larger than a single rear axle vehicle shall be subject to a fine of One Hundred Fifty Dollars (\$150.00). Each violation shall constitute a separate offense. Failure to pay any fine within fifteen (15) days will result in automatic forfeiture of a permit.

Section 3. This amendment shall affect only the paragraphs and sections noted, and shall not affect any other portion of Ordinance No. 2184, or its previously amending ordinances, Ordinance No. 2425, 2457, 2522 and 2622 as a whole.

Section 4. This Ordinance is hereby declared an emergency in order to protect and preserve the alleys and roadways within the Village of Crooksville from further and future destruction and damage that can occur from operating large vehicles upon alleys and roadways that are not constructed in such a manner as to withstand the weight of such vehicles, such alleys and roadways already exhibiting damage from use of such vehicles and subject to greater risk of further and future damage should such use continue, in the interests of the general welfare of the Village of Crooksville, and shall therefore have immediate effect.

1st Reading: Waived on 2/3 Vote .

2nd Reading: Waived on 2/3 Vote .

3rd Reading: November 19, 2018 .

Passed: November 19, 2018 .



Fred Redfern, Mayor

ATTESTED:



Brittany Ross, Fiscal Officer

Posting Certification

This ordinance was posted at the five prescribed locations within the Village of Crooksville, Ohio, on the 20th day of November, 2018.

Brittany Ross
Brittany Ross, Fiscal Officer