

## ORDINANCE NO. 2024-18

### AN ORDINANCE ENACTING A NEW CHAPTER 901, GARBAGE AND RECYCLING COLLECTION AND DISPOSAL, OF A NEW PART NINE, PUBLIC SERVICES CODE, OF THE CODIFIED ORDINANCES OF THE VILLAGE OF WAITE HILL, TO PROVIDE REGULATIONS FOR THE COLLECTION OF RESIDENTIAL SOLID WASTE AND RECYCLING MATERIALS AND DECLARING AN EMERGENCY.

WHEREAS, the Waite Hill Village Council, in consultation with the Village's administration, desires to enact regulations for the collection of residential waste and recycling from residences within the Village.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE VILLAGE OF WAITE HILL, COUNTY OF LAKE, STATE OF OHIO:**

SECTION 1. That the existing Codified Ordinances of the Village of Waite Hill are hereby amended to include a new Chapter 901, Garbage and Recycling Collection and Disposal, of new Part Nine, Public Services Code:

#### **901.01 REGULATIONS FOR COLLECTION.**

- (a) The Waite Hill Service Department provides garbage collection services to residences in Waite Hill as an amenity for property owners. The intention of the service is to provide garbage removal services solely for waste and recycling generated by residential use by residences in the Village.
- (b) The Service Department personnel may, at their discretion, refuse to remove waste material that is not properly bagged or prepared for transportation, weighs more than the Service Department personnel may comfortably lift, or for any reason which presents a risk to the health or safety of the Service Department personnel.
- (c) Waste building materials generated from the residence must be removed by the building contractor. Where no building contractor is involved, the Service Department will provide, within a one-year time period, two collections of building materials from a residence, provided each collection consists of no more than five plastic bags or bundles, each of which may not weigh more than forty pounds.
- (d) Service Department personnel cannot be held responsible for collecting non-waste materials that are left in, on or near waste containers. They will not pick up waste overflowing from containers or elsewhere on the property.
- (e) If Service Department personnel determine that garbage or other waste will not be collected by the Village, and provides a notice to the occupant of the property as provided in Section 901.02, the occupant of the residence will be responsible for removing the waste from the property and disposing of the waste in a lawful manner.

**901.02 FORM FOR SECURING COMPLIANCE.**

Service Department personnel are authorized to use the following form to secure compliance with the regulations set forth in Section 901.01:

“TO: \_\_\_\_\_ ADDRESS: \_\_\_\_\_  
DATE: \_\_\_\_\_

Today we had difficulty in collecting your solid waste because:  
Garage was locked \_\_\_\_\_ Excessive construction materials \_\_\_\_\_  
Garbage container leaks \_\_\_\_\_ Waste not in containers \_\_\_\_\_  
Garbage not securely packaged \_\_\_\_\_ Other reason \_\_\_\_\_

Your containers are: too heavy \_\_\_\_\_ too small \_\_\_\_\_ have ragged edges \_\_\_\_\_  
without handles \_\_\_\_\_

NOTES: \_\_\_\_\_  
\_\_\_\_\_

Please cooperate by correcting the above irregularities and thus enable regular collections to be made to our mutual satisfaction, or dispose of the waste in a lawful manner. For further information or assistance feel free to call (440) 942-2074.  
VILLAGE OF WAITE HILL SERVICE DEPARTMENT”

**901.03 STORAGE OF RUBBISH CONTAINERS.**

Except between dusk of the day before rubbish collection and 9:00 p.m. of the day of rubbish collection for the premises, rubbish containers must be stored either in a garage or at a location screened from view from all adjacent properties and streets.”

SECTION 2. That any Ordinance or any part of any Ordinance that conflicts with this Ordinance, is repealed to the extent of the conflict.

SECTION 3. That the actions of this Council concerning and relating to the passage of this legislation were adopted in an open meeting of this Council and that all deliberations of this Council and of any of its committees that resulted in such formal action were in meetings open to the public, in compliance with all legal requirements.

SECTION 4. That this ordinance constitutes an emergency measure in that the same provides for the immediate preservation of the public peace, health, safety and welfare of the inhabitants of the Village of Waite Hill and, further, for the reason that this Ordinance must be immediately effective to allow the Village Service Department to provide efficient and

effective residential waste and recycling services, and not subsidize residents' commercial activities; wherefore, this ordinance shall be in full force and effect from and after its adoption and approval by the Mayor.

PASSED: \_\_\_\_\_, 2024

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

Submitted to the Mayor  
for his approval on this  
\_\_\_\_\_ day of \_\_\_\_\_, 2024

Approved by the Mayor  
\_\_\_\_\_, 2024

ATTEST:

\_\_\_\_\_  
Clerk-Treasurer

\_\_\_\_\_  
Mayor