

ORDINANCE 2014-21

AN ORDINANCE AMENDING THE CODE OF ORDINANCE OF THE CITY OF SEARCY, ARKANSAS; AMENDING CHAPTER 14 OF THE SEARCY CODE OF ORDINANCES CONCERNING SANITATION SERVICES; AND FOR OTHER PURPOSES

The City Council of the City of Searcy, Arkansas, meeting in regular session, makes the following findings of fact and enacts the following provisions:

WHEREAS, the Searcy City Council recognizes the importance of sanitation services in the City of Searcy; and

WHEREAS, the Searcy City Council recognizes that the location of temporary or semi-permanent receptacles at the curb is unsightly and unsanitary; and

WHEREAS, the Searcy City Council finds that revisions should be undertaken to the portions of the Searcy Code of Ordinances that involve sanitation.

NOW, THEREFORE, the Searcy City Council adopts the following amendment to the Code of Ordinances:

Section 1. The Code of Ordinances of the City of Searcy, Arkansas, Section 14-6 is amended and restated in the following manner:

**'Sec. 14-6     Trash Containers.**

14-6-1 All persons having trash to be transported as provided in this chapter, shall have trash in bags or in bags in trash containers and shall place them at a place on their premises where the same may be accessible for the sanitation employee. Said containers shall have suitable handles attached for the convenience of the sanitation employee. In the event that any trash container is excessive in size or weight, the trash collector may refuse to remove the trash from the location.

14-6-2 All persons, for whom residential trash collection is provided within the City of Searcy, shall place residential trash at or near the curb for collection, no earlier than 5:00 p.m. on the day prior to scheduled collection.

14-6-3 No trash containers may be left at the curbside for longer than 24 hours after the scheduled collection time.

14-6-4 No trash container may be placed in storage receptacle at the curb of a residence which is used for the purpose of permanently keeping or maintaining the trash container at the curb of any residence."

Section 2. The Code of Ordinances of the City of Searcy, Arkansas, Section 14-10 is amended and restated in the following manner:

**'Sec. 14-10 Trash Inspectors.**

The Code Enforcement Department and Police Department shall be responsible for the enforcement of the provisions of this Chapter."

Section 3. The Code of Ordinances of the City of Searcy, Arkansas, Section 14-13 is amended and restated in the following manner:

**'Sec. 14-13 Penalty for Violations.**

14-13-1 Any residential trash customer of the City of Searcy who violates the provisions of Section 14-6-1, shall, upon the direction of the Code Enforcement Department or the Police Department, be assessed penalties, as follows:

First Violation	Written Warning
Second Violation occurring within six (6) months of the First Violation	\$25.00
Third Violation occurring within six (6) months of the First Violation	\$50.00
Fourth Violation occurring within six (6) months of the First Violation	\$100.00"

Section 4. The provisions of this ordinance are separable and, upon any finding that any provision of this ordinance is unenforceable, the remaining provision shall be enforceable according to their terms.

Section 5. All ordinances, resolution or other acts of the City in conflict with the terms hereof are repealed to the extent of any such conflict.

Adopted this 10<sup>th</sup> day of November, 2014.

The City of Searcy, Arkansas

By:

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/s/ David Morris  
Mayor

Attest:

          /s/ Jerry Morris            
Searcy City Clerk - Treasurer