

ORDINANCE # 398

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF HELEN, ALABAMA AS FOLLOWS:

SECTION 1. Definitions: The following words and terms when used in this ordinance shall have the meanings respectively described to them by this section unless the context indicates otherwise:

(a) "Person" shall be taken to mean and include a natural person, firm, association, partnership, corporation, trustee, executor, administrator, or other legal entity, whether singular or plurals, masculine or feminine, as the context may require.

(b) "Garbage Container" shall be taken to mean receptacle or can of a substantial metal construction which can be manually handled.

(c) "Sanitary Department" means the City Sanitary department of the City of Helena, Alabama, and shall include all officers and employees engaged in sanitary and health work for said City.

(d) "Garbage and Trash Dump" means the place now or hereafter used for dumping and disposing of garbage and trash by the City of Helena, Alabama.

SECTION 2. (a) There is hereby established in the City of Helena, Alabama a mandatory garbage collecting hauling and disposal service to be operated by the City of Helena, Alabama. The collection, hauling and disposal of the garbage and trash shall be made by the officers, agents and employees of the City of Helena, Alabama, under the direction of the Mayor of said city not less than one time each week and the charges herein prescribed are based on such periodic collection and disposal; and it shall be unlawful for any other person to use, or place garbage or any other materials on the garbage and trash dump of this city.

(b) Beginning with the services to be rendered for the month of April, 1991, and continuing thereafter, the following charges shall be collected by the City of Helena, Alabama, for the collecting, hauling and disposal of garbage and trash:

\$ 7.50 per month for each residence;

\$ 7.50 per month for each unit of an apartment house;

\$ 11.50 per month for each store or hotel, and other establishments desiring removal services may contract with this city for same.

SECTION 3. This service shall be mandatory and shall be subscribed for by all persons, residences and businesses located within the municipal limits of the City of Helena, Alabama, and shall be paid for in advance on a monthly, quarterly, semi-annual

or annual basis. For the purpose of computing the amounts due the service shall begin as of the 1st day of the month in which subscription is made and paid for as herein provided.

SECTION 4. It shall be unlawful for any person, firm or corporation in possession, charge, or control, jointly or severally, of any premises where refuse or garbage is created or accumulated to fail to subscribe to refuse or garbage service as created and at the rates established hereunder.

SECTION 5. Each householder in the City of Helena, Alabama shall be and is hereby required to provide a garbage container with a lid in which to dispose of garbage to be taken up from time to time by the Sanitary Department; garbage container shall be kept on the premises of such house holder at a place that will be readily accessible to the Sanitary Department of said City.

SECTION 6. That no person shall throw, place or dispose of any trash, litter, garbage, refuse or like matter, upon the property or premises of another person or on the property which is in the possession of another person.

SECTION 7. That no person shall remove any trash, litter, garbage, refuse or like matter from any trash can or other receptacle after it has been placed therein except under the orders of the Sanitary Department of the City of Helena, Alabama.

SECTION 8. That on and after the passage of this ordinance it shall be unlawful for any person to sweep or throw trash, waste matter, or other substance commonly known as garbage into the streets, alleys or on the side walks of the City of Helena, Alabama, or upon the property within the City of Helena, Alabama, not his own or under his control.

SECTION 9. That on and after the passage of this ordinance it shall be unlawful for any person to allow garbage to remain expose to flies on his premises.

SECTION 10. That any person, firm or corporation violating any of the provisions of this ordinance, shall be guilty of a misdemeanor and on conviction shall be fined not less than o one dollar (\$1.00) and not more than One Hundred (\$100.00) dollars at the discretion of the Court trying the case.

Adopted and approved this 1 day of April, 1991.

Authenticated:

  
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Mayor, City of Helena, Alabama

  
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City Clerk