

ORDINANCE NO. 2020-02

AN ORDINANCE AMENDING CHAPTER 4-4-2 and 4-4-7 OF THE CODE OF ORDINANCES OF THE TOWN OF TERRY, MONTANA

WHEREAS, pursuant to Mont. Code Ann. § 7-5-4101 the Town Council has the power to make and pass all ordinances and resolutions necessary for the management of the affairs of the town; and

WHEREAS, the Town Council has determined that it is necessary to amend Chapter 4-4-2 and 4-4-7 pertaining Garbage and Rubbish.

NOW THEREFORE BE IT RESOLVED BY THE TOWN COUNCIL FOR THE TOWN OF TERRY, MONTANA, that Chapter 4-4-2 and 4-4-7 is amended as follows:

Chapter 4-4-2: DISPOSAL OF WASTES: The disposal of garbage, rubbish and other wastes shall be as the town council orders by ordinance and regulation. (1976 Code § 7.12.020)

A. The Town Council shall establish a schedule of Garbage Pickup Rates, renewable each year by the regularly scheduled Town Meeting in May. The Garbage Pickup Rates shall be posted at Town Hall each year, and a copy of which shall be provided to a resident upon inquiry.

B. Any change in future Garbage Pickup Rates shall only be made in dollar increments.

C. **DISPOSAL OR DUMPING OF REFUSE OTHER THAN BRANCES AND GRASS CLIPPINGS:** Section 1: Intent to Adopt Policy. It is the intent of the Town of Terry to implement a policy to protect the Town's dumping area for branches and grass clippings.

Section 2: Policy. Effective as of the 8th day of August, 2020, it shall be in violation of this Ordinance to dump anything other than branches and / or grass clippings.

Section 3: Violation of Policy. Upon the first offense, any person found to have violated this Ordinance shall be subjected to retrieval of the items, and pay for any costs incurred in that retrieval. Upon the second or subsequent offense, the Town shall impose of fine of \$200.00, retrieval the items, and pay for any costs incurred in the retrieval. If a person is found guilty of a violation under this part, fails to pay any penalty under section A above, the penalty and the cost of abatement shall be assessed against the person's taxes.

DATE OF EFFECT:

This ordinance shall take effect thirty (30) days from the date of its final passage by the Town Council.

FIRST READING AND PASSAGE by a majority vote of the members present this 11th day of June, 2020.

YEAS 3

NAYS 0

Golane Christofferson
Mayor

ATTEST:

[Signature]
Town Clerk

POSTED IN THREE (3) PUBLIC PLACES AND MADE AVAILABLE TO THE PUBLIC this 19th day of June, 2020.

[Signature]
Town Clerk

SECOND READING AND PASSAGE by a majority vote of the members present this _____ day of _____, 2020.

YEAS _____

NAYS _____

Mayor

ATTEST:

Town Clerk