

ORDINANCE NO. 133 N. S.

AN ORDINANCE PROVIDING FOR THE DISPOSAL OF GARBAGE AND
OTHER WASTE MATTER IN THE CITY OF EL PASO DE ROBLES.

The City Council of the City of El Paso de Robles does
ordain as follows:

SECTION 1. For the purpose of this ordinance the word
"garbage" shall be held to include and mean all kitchen and table
refuse, leavings, offal, swill and every accumulation of animal and
vegetable matter that attends the preparation, consumption, decay
or dealing in or storage of meats, fish, fowl, birds, fruits and
vegetables.

The term "waste matter" shall be held to include and mean
crookery, glass, coffee grounds, bottles, broken brick, tin cans,
metal vessels, trimmings from lawns, trees, shrubs and gardens,
pasteboard boxes, berry boxes, rags, paper, straw, sawdust, packing
material, shavings, bags, ashes and all rubbish other than garbage.

SECTION 2. No person, firm or corporation shall dump, place
or bury in or upon any lot, land, street, alley or other public place
within the City of El Paso de Robles, any garbage or waste matter.

SECTION 3. No person owning or occupying any building, lot
or premises in the City of El Paso de Robles, shall suffer, allow or
permit to collect or remain upon said lot or premises, any garbage,
waste matter or manure, except as in this ordinance permitted.

SECTION 4. No rags, rubber, feathers, garbage or manure
shall be burned within the corporate limits of the City of El Paso
de Robles. No waste matter shall be burned in the open air within
the fire limits of the City of El Paso de Robles, except in a fire-
proof metal, brick or concrete furnace or incinerator provided for
or capable of being used for said purpose, which shall have a metal

cover with a screened smoke vent to prevent escape of sparks. Such incinerator shall only be used with special permission from the Fire Chief of the City of El Paso de Robles.

It shall be unlawful for any person, firm or corporation to burn or incinerate any rubbish or leaves in the residential district of said City upon any public street, alley or other public place or upon any private premises within said residential district, excepting between the hours of 6 o'clock A. M. and 3 o'clock P. M. of the same day. All fires must be put out promptly at 3 o'clock P. M. of said day, provided, however, that nothing herein contained shall be deemed to prevent the owner of any vacant lot or other tract of land within the corporate limits of the City of El Paso de Robles, whereon weeds, grapevines or fruit trees are growing, from burning the weeds off of said lots, or the prunings from said vines or trees, in a careful, proper and prudent manner, with a permit from and under the direction and supervision of the Fire Chief of the City of El Paso de Robles.

SECTION 5. Every tenant, lessee or occupant of any premises where garbage or waste matter is created or accumulated, shall provide upon such premises, in a suitable place, one or more iron garbage receptacles, with tight fitting iron cover, for receiving and holding all garbage and waste matter created upon said premises between the times of collection and removal thereof.

All such receptacles shall at all times be located in places

readily accessible for emptying and removing the same, but shall not be placed within the limits of any street or alley, except with the permission of the Chief of Police.

In all cases of disputes or complaints arising from or concerning the place where such receptacles shall be placed, such dispute shall be referred to the Chief of Police, who shall designate the place, and his decision shall be final.

SECTION 6. All garbage and waste matter receptacles shall be kept in a clean and sanitary condition by the owner or person using the same, and garbage receptacles shall be kept tightly covered at all times, except when garbage or waste matter is being deposited therein or removed therefrom, and at all times be proof against access by flies to the contents thereof.

SECTION 7. All garbage and waste matter shall be placed and kept in receptacles hereinbefore provided for not to exceed One Hundred (100) pounds gross weight each.

SECTION 8. Every owner, lessee or occupant of any stable, barn, stall, pen or apartment in which any horse, cow, barn yard fowls or other animals are kept, or any place where manure from such animals accumulates, shall at all times keep or cause to be kept the said stable, barn, stall, pen, apartment or place, and the appurtenances thereof, in a clean and wholesome condition, and shall provide for the removal of said manure at least twice a week.

SECTION 9. No person shall engage in the business of removing garbage or waste matter except a person authorized to do so by resolution of the City Council, and only then after he shall have filed with and had approved by the City Council, a corporate surety bond to said City in the penal sum of One Thousand (1,000) Dollars signed by the principal and a corporate surety authorized to do business in the State of California. The condition of said bond shall be as follows: "The condition of this obligation is such that if _____, principal shall faithfully and fully observe and comply with all the provisions of Ordinance No. 133, N.S. of said City of El Paso de Robles, then this obligation to be void, otherwise to remain in full force and

effect. In the event of any breach of this condition, the measure of damages shall be the actual cost to the City in performing any work or services that the principal has undertaken and failed to perform in accordance with this ordinance."

Any person so authorized to collect garbage and waste matter may receive and collect from the occupant of each dwelling or other premises within the corporate limits of the City of El Paso de Robles, for services rendered in the collection and removal of garbage and waste matter therefrom, fees or charges such as the City Council may from time to time by resolution provide.

This section is not intended to compel any property owner to engage such person so authorized to remove the garbage or waste matter from his premises, but he must see that all garbage and waste matter is removed at least twice a week in some manner.

Any person engaged in the business of removing garbage or waste matter, who shall fail or neglect to remove garbage and waste matter at least twice a week from any premises, for the removal of which he has been tendered or been paid the fees herein provided for, shall be guilty of a misdemeanor.

Said charges may be received and collected by the Garbage Collector monthly in advance, and all garbage and waste matter must be removed at least twice a week from the premises served by him within the City of El Paso de Robles.

SECTION 10. If the charges fixed herein for the removal of garbage and waste matter shall not be paid, the person or persons licensed to do the collecting shall be under no obligation to collect any garbage or waste matter until the charges are paid, but any firm, person or corporation refusing to pay such charges, who shall neglect to remove the garbage and waste matter as in this ordinance provided, shall be guilty of a misdemeanor.

SECTION 11. The collector of garbage and waste matter shall remove the bodies of any dead animals found within the corporate limits of the City of El Paso de Robles, and bury or burn the same. In case the owner of any such animal is known, said owner shall pay the

costs of removal of said animal. In case the owner of such animal is not known, the occupant or owner of the premises upon which such dead animal is found shall pay the charges for such removal; or if found upon any public street, park or alley, the City shall pay for the removal of said animal.

It shall be unlawful for any person, firm or corporation to place the body of any dead animal in any street, park or alley within said City, or upon any lot or parcel of land therein not occupied by him.

The Garbage Collector shall collect for removing and burying or burning any dead animal as follows:

For each horse or head of cattle, Five Dollars.

For each colt or calf under the age of one year, or for any sheep, hog or goat, Two Dollars.

For each dog or cat or other small animal, Fifty Cents.

SECTION 12. The City Council may appoint a Sanitary Inspector and fix his compensation. His duties shall be to visit all premises within the corporate limits of this City, not less often than once a month, and examine the sanitary condition of said premises, and report to the Chief of Police all violations of this ordinance.

SECTION 13. All garbage and waste matter shall be collected, removed and disposed of in such a manner as not to be unnecessarily offensive or filthy in relation to any person, place, building, premises or highway.

SECTION 14. It shall be unlawful for any collector or person to use any cart or vehicle for the conveyance of garbage or waste matter, unless the same is tight so as wholly to prevent leakage therefrom, and such vehicle to be provided with a suitable cover so that no rubbish, trash, papers, yard trimmings or dirt can blow out or escape or scatter from said conveyance.

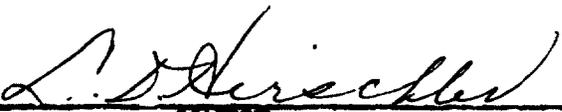
SECTION 15. No garbage or waste matter removed from any premises within this City shall be dumped or deposited other than at such places as the City Council may from time to time, by resolution, designate.

SECTION 16. Every person who shall violate the provisions of this ordinance, shall be guilty of a misdemeanor, and upon conviction thereof, shall be punished by a fine not exceeding One Hundred (\$100.00) Dollars, or by imprisonment not exceeding Thirty (30) days in the City of County Jail, or by both such fine and imprisonment; and any sentence imposing a fine may provide for the satisfaction of said fine by the imprisonment of defendant as aforesaid, at the rate of two dollars per day.

SECTION 17. Ordinance No.9, N.S. of the City of El Paso de Robles, entitled "An Ordinance Providing for the Disposal of Garbage and Other Waste Matter", passed on the 4th day of December, 1922, is hereby repealed.

The foregoing Ordinance is approved after passage this

21st day of June, 1948.


MAYOR

ATTEST:


CITY CLERK.

STATE OF CALIFORNIA
COUNTY OF SAN LUIS OBISPO
CITY OF EL PASO DE ROBLES

} SS.

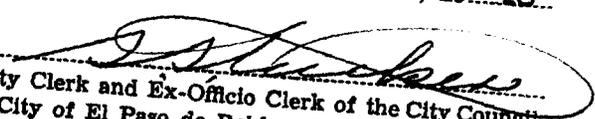
I, S. S. Tucker, City Clerk of the City of El Paso de Robles, California, do hereby certify that the foregoing Ordinance No. 133, N.S. was duly and regularly adopted, passed, and approved by the City Council of the City of El Paso de Robles, California, at a regular meeting of said City Council held at the regular meeting place thereof, on the 21st day, of June 1948, by the following vote:

AYES: Councilmen Bryant, Franscioni, Hirschher, Thurlby and Turner

NOES: Councilmen None

ABSENT: Councilmen None

Dated this 21st day of June, 19 48


City Clerk and Ex-Officio Clerk of the City Council,
City of El Paso de Robles, State of California.