

Ordinance # 941(20)

AN ORDINANCE OF THE CITY OF MOORE, OKLAHOMA AMENDING PART 17, UTILITIES, CHAPTER 2, GARBAGE AND REFUSE COLLECTION, SECTION 17-201, DEFINITIONS, AND SECTION 17-202, RECEPTACLES, PROVIDING FOR REPEALER, SEVERABILITY AND DECLARING AN EMERGENCY.

NOW THEREFORE, BE IT ORDAINED BY THE City Council of the City of Moore, Oklahoma:

Section 1. Part 17, Chapter 2, Utilities shall be amended as follows, to-wit:

Sec. 17-201. - Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Carry out service means a special category of service by the city for qualified persons who are physically unable to move the mobile containers to the curbside.

Commercial means any business, activity or use.

Curbside service means pickup service provided by the city at the curb or within the public street right-of-way.

Dumpster means any commercial garbage container provided or approved by the city, including, but not limited to, polycarts.

Garbage means and includes all accumulations of animal and vegetable matter, or both, which is refuse of kitchens, pantries, dining rooms, markets and public places.

Mobile container means any residential garbage container provided or approved by the city, including, but not limited to, polycarts.

Refuse and *rubbish* mean ashes, cinders, papers, brokenware, discarded clothing and wears, tin cans and vessels and such other articles as are generally termed to be the natural accumulation of resident families. The terms "refuse" and "rubbish" do not include dirt.

Yard trash means lawn clippings and leaves which must be in a trash bag and placed in a polycart at curb side.

Sec. 17-202. - Receptacles.

(a) Only one mobile container (polycart) shall be provided to each household by the city. This mobile container shall be used as the first means of disposing of garbage. Yard waste must be placed in a polycart inside tightly-tied plastic bags. Total yard waste, refuse and other garbage placed inside a polycart should not weigh more than 200 pounds. No other containers, except those provided by the city, shall be permitted. Additional mobile containers (polycarts) may be obtained for the disposal of garbage at a cost pursuant to the city fee schedule.

(b) The containers provided for in subsection (a) of this section shall be placed within three feet of the street curbside, except in the case of carry out service where the container shall be placed within 75 feet of the front curblane, not inside a garage or other structure, and no gate granting access to the container shall be locked. It shall be the responsibility of the resident to place the container near the curb on the day designated for pickup by 7:00 a.m. The resident shall remove the container from curbside on the same day.

(c) Carry out service shall be provided to residents who are physically unable to place containers at curbside. Yard trash is not included in this service. This service will be provided by the city employees at no additional fee. The city will require that a form provided by the city be completed requiring a doctor's certificate as proof of a resident's inability to place the container at curbside.

(d) Mobile containers that are damaged or destroyed through abuse, neglect or improper usage by the resident shall be repaired or replaced by the city at the expense of the resident or owner of the residence. Mobile containers that are stolen or damaged through normal and reasonable usage will be repaired by the city at the city's expense.

(e) Businesses collected on mobile container routes will be provided with mobile containers.

(f) Brush will be accepted for scheduled bulk pickup provided the bundles of brush are no longer than two feet and no more than 12 inches in diameter and placed at curbside as scheduled through public works.

(g) It is unlawful for any person to deposit for collection, on any street, parking or any private property in the city, any garbage, refuse or rubbish without placing it in enclosed containers meeting the requirements of this section.

SECTION 2. CODIFICATION. The City Clerk is hereby directed to enter the added section into the appropriate place in the City of Moore Code as authorized and approved by this Ordinance.


SECTION 3. SEVERABILITY. If any provision, paragraph, word, section of article of this Ordinance is invalidated by any court of competent jurisdiction, the remaining provisions, paragraphs, words, sections, and chapters shall not be affected and shall continue in full force and effect.


SECTION 4. REPEALER. All other Ordinances and parts of other Ordinances inconsistent or conflicting with any part of this Ordinance are hereby repealed to the extent of such inconsistency or conflict.

SECTION 5. EMERGENCY CLAUSE. An immediate necessity existing for the preservation of the public peace health and safety, an emergency is hereby declared to exist by reason of which this ordinance shall be in full force and effect from and after passage, approval and publication or posting.

PASSED AND APPROVED BY THE CITY OF MOORE CITY COUNCIL OF THE CITY OF MOORE, OKLAHOMA,
THIS 4th DAY OF May, 2020.


Glenn Lewis, Mayor

ATTEST

Vanessa Lewis, City Clerk

The seal is circular with a double-lined border. The outer ring contains the text "CITY OF MOORE" at the top and "OKLAHOMA" at the bottom, separated by two stars. The inner circle contains the word "Corporate" at the top and "SEAL" at the bottom, also separated by two stars.

Approved as to form and legality this 4 day of May, 2020.


Randy Brink, City Attorney