

BILL NO: 2021-3219

ORDINANCE NO: 2021-3219

AN ORDINANCE ESTABLISHING A VIOLATION FOR THE REMOVAL OF WASTE FROM TRASH AND RECYCLING CONTAINERS WITHIN THE CITY LIMITS OF AURORA, MISSOURI AND PROVIDING A PENALTY FOR THE SAME

WHEREAS, the City of Aurora has recognized safety concerns involving individuals removing solid waste from garbage or recycling containers; and

WHEREAS, the safety concerns include, but are not limited to, children rummaging inside trash dumpsters, at the direction of their parents, individuals being exposed to hazards such as broken glass, nails and other harmful objects; and

WHEREAS, individuals removing solid waste may be looking for personal information such as personal identification numbers, social security numbers, bank records and other sensitive personal and health information; and

WHEREAS, THE City's sole concern in restricting the removal of solid waste from trash receptacles is for the safety of its citizens.

NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF AURORA, MISSOURI, AS FOLLOWS:

Section 1: It is unlawful if any person other than the owner to remove any dry or wet solid waste from any garbage or recycling container or receptacle, or in any way obstructs or interferes with any garbage or recycling container or receptacle in the City, or to remove any such container from the location where placed for collection by the owner.

Section 2: It is an affirmative defense to prosecution under this ordinance that the person was a licensee performing solid waste collection service or any owner or legal occupant of the premises on which the container is located.

Section 3: A violation of this ordinance shall be punishable as set forth in Section 100.220 of the Aurora Ordinances.

Section 4: This ordinance shall be in full force and effect from and after the date of its passage by the City Council.

PASSED BY THE CITY COUNCIL AND APPROVED BY THE MAYOR THIS 23RD DAY OF FEBRUARY, 2021.

APPROVED:

Doyle Ferguson, Mayor

ATTEST:

Kimberly Breedlove, City Clerk