

**AN ORDINANCE PROHIBITING DEPOSIT OF UNUSITABLE MATTER IN RECYCLING RECEPTACLES IN THE VILLAGE OF HIGGINSPORT**

**Whereas**, a depository for recyclable materials has been made available on the grounds of the old school building to make recycling of certain materials more convenient for the residents of the Village of Higginsport (such recycling depository hereinafter referred to as the "Recycling Station");

**Whereas**, the village of Higginsport wishes to establish rules governing the deposit of items into the Recycling Station and to establish penalties for violation of such rules;

**Whereas**, such rules regulating the deposit of items into the Recycling Station is necessary for the protection of public property and the safety of persons having access to the Recycling Station;

**NOW, THEREFORE, be it ordained by the Council of the Village of Higginsport, Brown County, Ohio that:**

**Section 1: Permitted Deposits** –The only items permitted to be deposited in the Recycling Station are, paper, cardboard, glass, recyclable metal, and plastic containers such as soda bottles, plastic milk containers, and other recyclable plastics.

**Section 2: Other Deposits Prohibited** - Any person who deposits trash, garbage, or any unsuitable item other than Permitted Deposits as set forth in Section 1 hereof is in violation of this Ordinance.

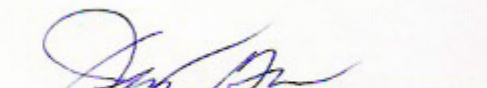
**Section 3: Penalty** – Any person violating this Ordinance is guilty of a misdemeanor of the fourth degree for a first-time violation, and a misdemeanor of the third degree for any subsequent violations.

**Section 5:** It is found and determined that all formal actions of this Council concerning and relating to the adoption of this ordinance were adopted in an open meeting of this Council, and that all deliberations of this Council and any of its committees that resulted in such formal action, were in meetings open to the public, in compliance with all legal requirements, including but not limited to Section 121.22 of the Ohio Revised Code.

This ordinance shall be in full force and effect from and after the earliest period allowed by law.

Passed by the Council of the Village of Higginsport, Brown County, Ohio this fourteenth (14<sup>th</sup>) day of April, 2009.

  
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APPROVED: Jason Kirschner, Mayor

  
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Attest: