

AN ORDINANCE ESTABLISHING A SOLID WASTE MANAGEMENT PLAN FOR THE CITY OF GOSNELL; PRESCRIBING OTHER MATTERS RELATING THERETO; AND DECLARING AN EMERGENCY

WHEREAS, the Department of Pollution Control and Ecology has found that the open dump of the City does not meet the regulations of the Department and should be closed for open dumping; and

WHEREAS, the City has submitted to the Department of Pollution Control and Ecology a plan for its solid waste management, which plan as proposed has been approved by the Department of Pollution Control and Ecology; and

WHEREAS, in order to accomplish such plan it is necessary to provide that each household shall be responsible to either retain a private hauler or dispose of their solid waste in a lawful manner and to authorize the City to establish rules and regulations regarding the disposal of garbage and solid waste material from the premises of residential and commercial property;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GOSNELL, ARKANSAS:

SECTION 1. The City of Gosnell will construct as soon as possible a convenience station at the present location of the Gosnell City Dump, after which time all trailer park residents will dump only in dumpsters as provided; all commercial businesses shall dump only in dumpsters provided, and all other households will either retain a private hauler or dispose of their solid waste in a lawful manner.

SECTION 2. The City of Gosnell may adopt rules and regulations for the use of the convenience station or the cost for any use thereof by individuals or private haulers, including permits for such hauling.

SECTION 3. The City of Gosnell is authorized to negotiate and contract with approved contractors for the removal of solid waste from the convenience or transfer station to an authorized dumping area. All storage containers, trucks, and equipment will be furnished by the contractor.

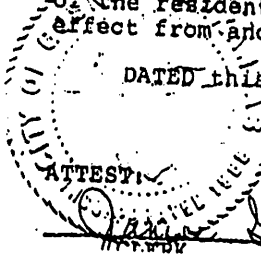
SECTION 4. This Ordinance will become effective immediately after the completion of the convenience or transfer station and after which time it shall be unlawful for any individual, business, or company to use dumpsters other than those authorized and to use dumpsters only where authorized. It shall further, after such time, be the obligation of an individual owner of a household or commercial business or trailer park or otherwise to provide for the disposition of their solid waste material in a lawful manner. The Ordinance previously in force prohibiting excessive buildup of garbage and solid waste material on premises of residential or commercial property is hereby restated and a violation thereof constitutes a violation of this Ordinance as well.

SECTION 5. Any individual, company, corporation, or business violating any provision of this Ordinance shall be guilty of a misdemeanor and shall be fined a minimum of \$5.00 and a maximum of \$100.00 for each violation thereof.

SECTION 6. It is hereby found and determined by the City Council of Gosnell, Arkansas, that an emergency exists and this Ordinance, being necessary for the immediate preservation of the public health of the residents of the City of Gosnell, shall be in full force and effect from and after its enactment.

DATED this 13th day of August, 1985.


MAYOR

ATTEST:

CITY CLERK