

**CITY OF HURSTBOURNE ACRES, KENTUCKY**

**ORDINANCE NO. 1, SERIES 2000**

WHEREAS, the activity of the collection of garbage within the City of HURSTBOURNE ACRES, during the night and in the early morning hours is found to be a nuisance disturbing to residents due to loud noises, and

WHEREAS, the City Commission deems that it is in the best interest of the citizens to limit the hours during which garbage collection activity may take place in the City,

BE IT HEREBY ORDAINED BY THE CITY OF HURSTBOURNE ACRES:

Section 1. It shall be unlawful to engage in the activity of garbage collection, including dumpster type collection, within the City of Hurstbourne Acres , Kentucky between the hours of 10:00 p.m. and 6:00 a.m. on any day.

Section 2. As used herein, garbage collection shall mean any of the following activities:

- a. Emptying of cans or into a garbage collection truck.
- b. Loading, unloading, maneuvering, positioning, or emptying a dumpster or other type container.
- c. Using a garbage collection truck to compact garbage by any process.

Section 3. The registered owner of a garbage collection truck being used in violation of this ordinance shall be prima facie evidence of ownership of the vehicle and of violation of this ordinance by such owner.

Section 4. Any person, firm, or corporation violating the terms of this Ordinance shall, upon conviction, be fined not less than \$50.00 nor more than \$500.00 for each offense and each collection container so collected in violation of this ordinance shall be deemed a separate offense, and each day on which an offense occurs shall be deemed a separate and distinct offense for which a separate fine may be levied.

Section 5. Any violation of this ordinance shall subject the offender to a civil penalty in an amount equal to the minimum fine prescribed by Section 4 of this ordinance. Such civil penalty may be recovered by the city in a civil action in the nature of a debt if the offender does not pay the penalty within twenty (20) days after the offender has been cited for the ordinance violation. The civil penalty may be used as an alternative to or in conjunction with the criminal penalties authorized in Section 4 of this ordinance.

First Reading: January 13, 2000

Second Reading: March 9, 2000


HURSTBOURNE ACRES, KENTUCKY

  
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BY: Sean Fore, Mayor

ATTEST:

To be at true Ordinance enacted by the City Commission of the City of Hurstbourne Acres, Kentucky on this 9th day of March, 2000.

Clerk:

  
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Michael Bolten, City of Hurstbourne Acres