

GENERAL REGULATION ORDINANCE NO. 5

GENERAL REGULATION ORDINANCE OF THE MIDWAY CITY
SANITARY DISTRICT, OF ORANGE COUNTY, CALIFORNIA, DE-
FINING GARBAGE AND DEBRIS, REGULATING THE COLLEC-
TION, REMOVAL AND DISPOSAL OF GARBAGE AND DEBRIS;
PRESCRIBING PENALTIES FOR THE VIOLATION OF THIS
ORDINANCE; AND REPEALING ALL OTHER MOTIONS, RESO-
LUTIONS AND ORDINANCES IN CONFLICT HEREWITH.

The Governing Board of the MIDWAY CITY SANITARY DISTRICT, of Orange County, California, does ORDAIN as follows:

SECTION 1: GARBAGE DEFINED. "Garbage" is all animal and vegetable refuse from kitchens, all vegetable and fruit trimmings, including such refuse from vegetable and fruit stands, and all other household refuse that shall have been prepared for or intended to be used as food, or shall have resulted from the preparation of food; provided, that all garbage offered for collection shall be reasonably free from water; and provided further, that the term "garbage" as herein defined, shall not include and shall not be construed to include any of the following: Coffee grounds, eggshells, dead animals, any decayed or decomposed substances, or any other substance known to be harmful to animals to which said garbage may be given as food.

SECTION 2: DEBRIS DEFINED. "Debris" is all waste and refuse from and incidental to the use of homes and places of business, such as metals, tin cans, bottles, broken glass, coffee grounds, eggshells, newspapers, magazines, wrappings, discarded clothing, empty packing cases, packing materials, such as paper, hay, straw, shavings, excelsior and sawdust, also lawn and tree trimmings and cuttings, weeds and leaves from property used for residential purposes; provided, that all such trimmings, weeds and leaves, in order to be classified as debris and collected under the provisions hereof, shall either be securely tied in bundles not exceeding five feet in length and twelve inches in diameter, or placed in a separate debris container of the size, shape and type hereinafter specified. "Debris" shall not include, or be construed to include, any of the following: Garbage, dirt or earth, dead animals or any waste material, including plaster resulting from building construction, alteration or repair, or resulting from manufacturing processes. Ashes will be included as debris if placed in a separate container which can be taken by the collector and provided no hot or live coals are included.

SECTION 3: PROHIBITED SUBSTANCES IN GARBAGE. Garbage offered for collection shall not contain any debris, dead animals or any decayed or decomposed substances, or any other substances known to be harmful to

animals to which said garbage may be given as food, or any other substance, material or thing whatsoever not included within the definition of the term "garbage" as herein provided. The authorized collector of garbage for this District shall have the right to refuse the collection of any garbage not conforming to the definition of garbage as herein provided. All such foreign and decomposed substances must not be placed in the garbage container, but must be disposed of in a sanitary manner acceptable to the health or sanitary officers of the County of Orange.

SECTION 4: UNAUTHORIZED COLLECTION OF GARBAGE. At all times during which the Governing Board of the Midway City Sanitary District shall have granted an exclusive franchise or privilege for the collection, disposal or destruction of garbage and debris, pursuant to the provisions of law, ordinance and contract in such cases made and provided, it shall be unlawful, within the limits of the Midway City Sanitary District, for any person except the owner of such exclusive franchise and his agents and employees to engage in, conduct or carry on, or participate in, the business of collection, disposal, or destruction of garbage or debris.

SECTION 5: GARBAGE CONTAINERS. It shall be the duty of every owner or manager or person in possession of, charge or control of any boarding house, restaurant or hotel, apartment or eating house, and every person occupying a dwelling or residence in this District, where garbage is, or may be, offered for collection, to provide, or to cause to be provided, and at all times to keep, or cause to be kept, portable vessels, tanks or receptacles for the holding of garbage as hereinafter set forth. Such vessels, tanks or receptacles shall be constructed of metal (or of such other material as may be approved by this District in the event metal containers cannot be secured) and shall be water tight, and shall be so constructed as to contain not more than twenty (20) gallons, and shall be provided with a handle or handles on the outside thereof, and tight fitting metal covers, or such other tight fitting covers as may be approved by this District in the event metal covers cannot be secured. Such cover shall not be removed except when necessary to place garbage in the container or to take garbage therefrom. Every such vessel, tank or receptacle shall be kept clean and in a sanitary condition at all times.

SECTION 6: DEBRIS CONTAINERS. It shall be the duty of every owner or manager or person in possession of, charge or control of any boarding house, restaurant or hotel, apartment or eating house, business establishments, processing or manufacturing establishments, where debris, as hereinabove defined, is or may be offered for collection, to provide, or cause to be provided, and at all times to keep, or cause to be kept, portable containers for holding such debris. Said containers shall be of such size and shape and constructed of such material as to be easily handled and shall not weigh when full in excess of fifty (50) pounds. Said containers shall be kept in a clean and sanitary condition at all times. All debris containers, except ash containers, which the owners thereof desire to have left by the authorized collector, shall have printed or marked thereon in words and figures clearly and readily legible

the house number or business address to which the container belongs. The collector shall have the right to collect and remove any container which does not contain the said designation of the house number or business address plainly marked thereon. All containers containing ashes shall be picked up and removed by the collector and no such container shall be left by the collector irrespective of whether or not the same contains a house or business address marked thereon.

SECTION 7: COLLECTION LOCATION. For the purpose of making the collection of garbage and debris, the owner of any garbage or debris container shall place the same either at the alley or at the curb in the street on collection days, the particular location to be designated by the collector. It shall be the duty of every person placing a garbage or debris container at the curb or alley for collection to remove such container from said curb or alley immediately after the contents of said container have been collected by the authorized collector.

SECTION 8: TAGS FOR INADEQUATE CONTAINERS. The authorized collector shall place, or cause to be placed, red tags on each and every vessel or container which he deems inadequate either by reason of its condition or size, to hold the garbage in the manner prescribed, or for any other reason set forth in this ordinance. Such tags shall set forth the reason for the tag being attached to the vessel or container. The owner of the said vessel or container so tagged shall, within five (5) days, replace the said vessel or container by a suitable vessel or container as prescribed by this ordinance.

SECTION 9: PENALTY FOR VIOLATION. Every person violating, failing, neglecting or refusing to comply with any of the provisions of this ordinance shall be guilty of a misdemeanor and shall be punishable by a fine of not to exceed One Hundred Dollars (\$100.00) or by imprisonment for not to exceed one (1) month, or by both such fine and imprisonment; and each person shall be guilty of a separate offense for each day during which a violation of or failure, neglect or refusal to comply with any of the provisions of this ordinance is committed, continued or permitted by such person.

SECTION 10: That all motions, resolutions and ordinances in conflict herewith be, and the same hereby are, repealed to the extent of such conflict and no further.

SECTION 11: The Secretary of the Governing Board of this District shall certify to the passage of this ordinance and shall cause the same to be published once in the Westminster Herald, a newspaper of general circulation printed, published and circulated in the Midway City Sanitary District, of Orange County, California, and this ordinance shall be in full force and effect at the

expiration of one week from and after the date of its final passage.

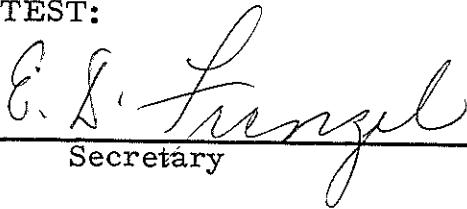
ADOPTED, SIGNED AND APPROVED this 1st day of

November, 1956.



President

ATTEST:



Secretary

CERTIFICATE

I, E. D. FRENZEL, Secretary of the MIDWAY CITY SANITARY DISTRICT, of Orange County, California, do hereby certify that the foregoing Ordinance No. 5 was duly adopted at a _____ regular meeting of the Governing Board of said District held on the 1st day of November, 1956, by the following vote of the members of the Board.

AYES: Directors - Miller, Brock, Dunham, Day and Johnson ;
NOES: Directors - None ;
ABSENT: Directors - None ;

and I further certify that C. R. MILLER, as President, and E. D. FRENZEL, as Secretary, signed and approved said Ordinance on the 1st day of November, 1956.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said District this 1st day of November, 1956.

E. D. Fenzel
Secretary, MIDWAY CITY SANITARY DISTRICT

(District Seal)

STATE OF CALIFORNIA)
County of Orange) ss.

I, E. D. FRENZEL, Secretary of the MIDWAY CITY SANITARY DISTRICT, of Orange County, California, do hereby certify that the foregoing is a full, true and clear copy of Ordinance No. 5, passed and adopted by the Governing Board of said District at a _____ regular meeting hereof held on the 1st day of November, 1956.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of said District this 1st day of November, 1956.

E. D. Fenzel
Secretary of said District.

(District Seal)