

CITY OF RIVERVIEW
PROPOSED ORDINANCE NO. 648

AN ORDINANCE TO AMEND THE CODE OF ORDINANCES FOR THE CITY OF RIVERVIEW BY THE ADDITION OF SECTION 46-77 "LAND PRESERVE SCAVENGING" OF ARTICLE III "LAND PRESERVE", IN CHAPTER 46 "SOLID WASTE", TO PROHIBIT SCAVENGING AT THE LAND PRESERVE FACILITY

THE CITY OF RIVERVIEW ORDAINS:

ARTICLE I: AMENDMENT: That Section 46-77, "Land Preserve Scavenging" under Chapter 46, Solid Waste, Article III "Land Preserve," is hereby created to hereafter read as follows:

Chapter 46 Solid Waste
Article III Land Preserve

Section 46-77. Land Preserve Scavenging Prohibited.

- (a) Any and all recyclable, metal, scrap, solid waste or other refuse materials shall be deemed the property of the Land Preserve at the time the materials are dumped, deposited or otherwise placed on the ground or onto any pile touching the ground of the Land Preserve.
- (b) It shall be unlawful for any person to knowingly, or cause or direct another person to knowingly collect, separate, carry off, remove or otherwise scavenge any waste, rubbish, debris, garbage, metal, scrap, recyclable or any other item from the Land Preserve property or premises at any time without the express written permission and consent of the director of solid waste or the director's designee.
- (c) Nothing in this section shall prohibit salvaging recyclable materials pursuant to an onsite recycle program adopted by the City of Riverview, the city manager or the director of the land preserve.
- (d) Any person violating any provision of this section is guilty of a misdemeanor.

ARTICLE II. Penalty: A person violating this ordinance shall be punished in accordance with Section 1-8 of the Code of Ordinances of the City of Riverview, unless a different penalty is expressly provided in this ordinance.

ARTICLE III. Severability: Should any word, sentence, phrase or any portion of this Ordinance be held in a manner invalid by any Court of competent jurisdiction or by any agency having authority to do so for any reason whatsoever, such holding shall be construed and limited to such word, sentence, phrase or any portion of the Ordinance held to be invalid and shall not be construed as affecting the validity of any remaining words, sentence, phrases or portions of the Ordinance.

ARTICLE IV. Conflicting Ordinances: All prior existing ordinances adopted by the City of Riverview inconsistent or in conflict with the provisions of this Ordinance are, to the extent of such conflict or inconsistency, hereby expressly repealed.

ARTICLE V. Reading and Publication: This Ordinance shall be given a first reading on _____, 2012, shall be given a second reading on _____, 2012, shall be adopted on _____, 2012 and shall be published and become effective upon publication. The Clerk shall publish a summary of this ordinance and include in the publication notice that a true copy of the Ordinance can be inspected or obtained at the Clerk's office.

ADOPTED, APPROVED AND PASSED by the City Council of the City of Riverview this _____, 2012.

The undersigned hereby certifies that the foregoing is a true and accurate copy of the ordinance adopted by the City Council of the City of Riverview at a regular meeting held on _____, 2012.

Cynthia M. Hutchison, City Clerk