

ARTICLE #93

Local Law NO 2
Year 2007

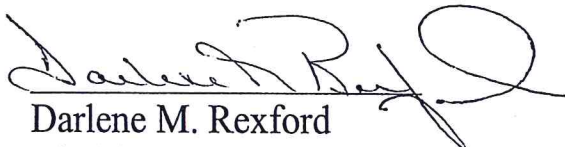
A Local Law pertaining to Placing or Dumping of Rubbish

BE IT ENACTED, by the Board of Trustees of the Village of Adams,
New York as follows:

WHEREAS, the purpose of this local law is to regulate the placing or
dumping of rubbish within the Village limits of Adams.

WHEREAS, the Village Board of Trustees believes it would be in the
best interest of the Village to adopt this local law.

Passed and adopted by the Board of Trustees of the Village of Adams on the
16th day of July 2007.


Darlene M. Rexford
Clerk/Treasurer

Filed with the State – July 25, 2007

VILLAGE OF ADAMS

LOCAL LAW # 2
Placing or Dumping of Rubbish

1. Rubbish creating nuisance prohibited.

No person shall place or deposit or, as owner, agent or tenant, allow or permit to remain in or upon any land or the surface of the same any rubbish, as defined in part 2(b), which tends to or does create a nuisance or which tends to or does serve as a breeding place for flies or mosquitoes or as a source of food for rats or which tends to or does increase the fire hazard of neighboring property. Rubbish may be contained in suitable watertight containers for proper disposal pursuant to part 2.

2. Dumping of rubbish prohibited; definition.

- A. No person shall place or deposit or, as owner, agent or tenant, allow or permit to remain in or upon private property or any property of the Village of Adams, particularly the margin between the sidewalk and the street, any rubbish, as set forth herein, except on the day of regularly scheduled trash pickup for that property in suitable watertight containers; excepting any annual Village sponsored rubbish removal drives.
- B. "Rubbish" shall mean any refuse, filth, dirt, waste matter, sweepings, garbage, putrescible matter, decomposable or organic matter, carcass, sewage, excrement, swill, slops, malodorous or obnoxious liquids or substances, compost, ashes, soot, tin cans, leaves, brush, weeds, grass, straw, hay, excelsior, shavings, barrels, crates, boxes, litter, easily combustible matter, used furniture or appliances or other substance or material offensive or dangerous to the public or detrimental to its health.

3. Removal by Zoning Officer.

If the provisions of the foregoing sections are violated, the Zoning Officer may proceed under the provisions of this document to remove such rubbish. The Village Board of Trustees may designate representatives of various Village departments to assist the Zoning Officer in citing and correcting the aforementioned nuisances.

4. Citation of Violators.

Violators of part 1 and part 2 shall be subject to a written citation to correct such conditions within 48 hours or be required to appear in Village of Adams Court to answer the citation following the expiration of the forty-eight-hour period. If the condition is corrected within the forty-eight-hour grace period, then the person cited shall be deemed to have complied with requirements of this section and shall not be required to appear in court.

5. Dumping upon property of another without consent.

No person shall place or deposit any rubbish upon any property of another.

6. Penalties for offenses.

Any person, firm or corporation violating any provision of this article shall, upon conviction, be subject to a fine of not less than \$50 nor more than \$250 for a first offense; not less than \$100.00 nor more than \$250.00 for a second offense; and not less than \$200.00 nor more than \$250.00 for a third, or more, offenses, all within the same calendar year. Each day of a continued violation is a separate and distinct offense. In addition to the aforementioned fines, the Village of Adams shall be entitled to seek reimbursement for any costs it may incur in the removal of such rubbish, pursuant to Section 3, and such reimbursement may be ordered by the Village Court in the assessment of fines, penalties and restitution of costs incurred by the Village of Adams.