

ORDINANCE NO. 2019-08-19-01

AN ORDINANCE OF THE CITY OF ASHLAND, ALABAMA,
PROVIDING FOR RESIDENTIAL LIMB AND
DEBRIS REMOVAL AT CURBSIDE LOCATIONS
AND
PROVIDING FOR PENALTIES FOR
VIOLATIONS OF THIS ORDINANCE.

WHEREAS, the CITY OF ASHLAND, ALABAMA, has determined that there is a public interest and need to provide residential property owners with curbside limb and debris removal services; and

WHEREAS, said service will enhance the appearance of City streets and be of great benefit to its citizens;

NOW THEREFORE, BE IT ORDAINED BY THE CITY OF ASHLAND, ALABAMA,
AS FOLLOWS:

SECTION I: Regulations–Curbside Limb and Debris Pickup

1. Each personal residence within the City of Ashland will receive one (1) free pickup of tree limbs or yard debris per month.
2. This service is not provided for contract work such as tree surgeons, tree trimmers, building or roofing contractors. Any rubbish from private construction or demolition is also prohibited.
3. All limbs and yard debris must be generated from the property in which the Ashland Street Department removes them and not more than one free load will be removed per month for each premise.
 - a. More than one load will require the payment of one hundred dollars (\$100.00) per load, after the initial load picked up at a residence.
 - b. An invoice will be delivered to said residence listing all loads and remittance of payment will be to the Ashland City Hall.

- c. Exceptions may be made in the event of severe weather, where storms may cause damage to trees and other storm debris.
4. Residential limb customers must place all limbs parallel to the roadway or street edge, away from obstructions such as overhead electrical, telephone and cable lines.
5. All limbs shall be placed with tops in the same direction. They shall be cut to 10 foot lengths or less and no larger than 10 inches in diameter. Any limbs larger than 10 inches in diameter shall be stacked separately.
6. All grass clippings, pine straw and leaves shall be securely tied in plastic bags. Bags shall be of such quality to contain all contents when picked up by hand or machine.
7. The City's brush truck(s) will be utilized for curbside pickup of yard debris and limbs only. These items must be loaded easily from a public street. The Ashland Street Department reserves the right to deny pick up of any load that does not meet the criteria for curbside pickup.
8. Building debris, such as lumber, plaster/drywall, roofing, concrete, brick and other like materials resulting from construction, repair or remodeling of any building on private property will not be removed. The owner or contractor is responsible for removing these items.
9. No rubbish, household garbage, household appliances, furniture, tires, paint cans, rocks, dirt, concrete, pesticides or hazardous waste of any kind will be picked up by the Ashland Street Department.
10. **ABSOLUTELY NO HOUSEHOLD GARBAGE WILL BE PICKED UP.** Any household garbage found at the roadway will be considered in violation of this ordinance.

SECTION II: Severability.

The provisions of this ordinance are severable. If any provision, section, paragraph, sentence or part thereof or the application thereof to any person or thing shall be held unconstitutional or invalid by any court of competent jurisdiction, such holding shall not affect or impair the remainder of this ordinance or the remaining persons or things to which it applies, it being the legislative intent to enact each provision, section, sentence, paragraph and part hereof, and the application thereof, separately and severally from each other.

SECTION III: Violations as Misdemeanor; penalties.

1. It is a misdemeanor for any person to violate any provision of this ordinance.
2. Every person convicted of a misdemeanor for violation of this section, shall be punished by a fine of not more than \$500.00 or by imprisonment for not more than three (3) months or by both such fine and imprisonment.


SECTION IV: Repeal of Inconsistent Ordinances

All ordinances or resolutions inconsistent with this ordinance are hereby repealed.

ADOPTED and APPROVED this 3rd day of September, 2019.

ATTEST:

CITY OF ASHLAND, ALABAMA



CHELSEY WYNN, City Clerk
City of Ashland



LARRY J. FETNER, Mayor
City of Ashland

CERTIFICATION OF PUBLICATION

I hereby certify that the attached Ordinance No. 2019-08-19-01, upon roll call vote, was unanimously approved at a regular meeting of the City Council held on the 3rd day of September, 2019. Said Ordinance was thereafter published by posting at the following locations on the 4th day of September, 2019 at 10:30 o'clock a.m.

1. Ashland City Hall (Mayor's Office);
2. Ashland Public Library;
3. Post Office, Ashland, Alabama; and
4. By including a copy of said Ordinance on the City of Ashland website.

All notices will remain posted for not less than thirty (30) days after posting.

CERTIFIED this 4th day of September, 2019.

CITY OF ASHLAND, ALABAMA

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CHELSEY WYNN