

## Chapter 8.16

### LITTERING

#### Sections:

- 8.16.010 Litter defined.**  
**8.16.020 Littering prohibited.**  
**8.16.030 Violation--Penalty.**

#### **8.16.010 Litter defined.**

"Litter" means any discarded, or unconsumed substance or waste, including but not limited to, any garbage, trash, refuse, debris, rubbish, grass clippings or other lawn or garden waste, newspaper, magazines, glass, metal, plastic or paper containers or other packaging construction material, abandoned motor vehicle, motor vehicle parts, furniture, oil, carcass of a dead animal, any nauseous or offensive matter of any kind, any object likely to injure any person or create a traffic hazard, or anything else of an unsightly or unsanitary nature, which has been discarded, abandoned or otherwise disposed of improperly. (Prior code § 5.0701)

#### **8.16.020 Littering prohibited.**

No person may dump, deposit, drop, throw, discard, leave, cause or permit the dumping, depositing, dropping, throwing, discarding or leaving of litter upon any public or private property in this city, or upon or into any river, lake, pond, or other stream or body of water in this city, unless:

A. The property has been designated by the state or any of its

agencies or political subdivisions, for the disposal of litter, and the litter is disposed of on that property in accordance with the applicable rules promulgated by the Board of Minerals and Environment;

B. The litter is placed into a receptacle or other container intended by the owner or tenant in lawful possession of that property for the deposit of litter;

C. The person is acting under the direction of proper public officials during special cleanup days; or

D. The person is lawfully acting in or reacting to an emergency situation where health and safety is threatened, and removes and properly disposes of such litter when the emergency situation no longer exists.

(Editorially amended during 2002 codification; prior code § 5.0702)

#### **8.16.030 Violation--Penalty.**

Any person violating this chapter shall be subject to a fine of up to Five Hundred Dollars (\$500.00). (Prior code § 5.0703)