

**AN ORDINANCE TO AMEND CHAPTER 3, ARTICLE 2 OF THE
REVISED ORDINANCES OF 2018 OF THE CITY OF BUXTON BY
REVISING THERETO ORDINANCE NO. 3.0206 and ADDING
3.0206A and 3.0206B.**

**BE IT ORDAINED BY THE CITY COUNCIL AND MAYOR OF THE CITY OF
BUXTON, NORTH DAKOTA:**

SECTION 1. REVISION. Ordinance No. **3.0206** to the Revised Ordinances of 2018 of the City of Buxton is hereby revised to read as follows:

CHAPTER THREE PUBLIC PLACES AND PROPERTY

ARTICLE 2-Use and Care of Streets, Sidewalks and Public Places

ORDINANCE 3.0206 Depositing Litter-Prohibited

It is unlawful for any person, firm or corporation, in person, or by an agent, employee or servant, to cast, throw, sweep, sift or deposit in any manner in or upon any public way-street or alley, or upon any boulevard or grass berm within the city or any river, canal, public water, drain, sewer, or receiving basin within the jurisdiction of the city, any kind of dirt, rubbish, waste article, thing or substance whatsoever, whether liquid or solid. Nor shall any substance be placed upon any boulevard or grass berm within the city there to remain which shall injure or destroy the growth of the grass on such berm or grass boulevard.

It is unlawful for any person operating a motor vehicle within the City of Buxton to permit or allow any person riding within such motor vehicle to cast or throw any article from such vehicle in violation of the provisions or this article.

Provided, that this section shall not apply to the deposit of material under any authorization by any ordinance of the city; or to goods, wares or merchandise deposited upon any public way or public place temporarily, in the necessary course of trade, and removed therefrom within two (2) hours after being so deposited; or to articles or things deposited in or conducted into the city sewer system through lawful drains in accordance with the ordinances relating thereto; or to rubbish places for collection by the city sanitation department in conformity with the rules and regulations thereof and the ordinances applying thereto.

3.0206A City burn pile

It is unlawful for any person, firm or corporation, in person, or by an agent, employee or servant, to cast, throw, sweep, sift or deposit in any manner in or upon the city burn pile any item except brush cuttings, tree trimmings, branches, logs and similar yard waste material.

3.0206B Compost.

A person may compost grass or leaves collected on the property provided the composting site is operated in a safe and healthful manner and does not create a nuisance.

The city may designate collection points within the city and provide the necessary containers for yard wastes. No person shall deposit any solid waste in the city yard waste collection other than yard waste. Large volume producers of yard wastes shall dispose of yard wastes as directed by the City.

3.0206C Vehicles to be covered when hauling trash


It is unlawful for any person, firm or corporation, in person, or by an agent, employee or servant, to use any vehicle to haul any kind of dirt, rubbish, waste articles or things or substance, whether liquid or solid, unless such vehicle is covered to prevent any part of its load from spilling or dropping at all times while such vehicle is in motion on any street or alley in the city. Provided, however, that the requirements herein for covering such vehicle shall not apply to vehicles carrying brush cuttings, tree trimmings, branches, logs and similar waste material, if such matter is securely lashed to such vehicle to prevent spilling or dropping as aforesaid, nor do the requirements herein apply to vehicles carrying farm products only, vehicles spreading abrasive for ice control, vehicles hauling snow, vehicles hauling sludge, or vehicles operating in a loading or unloading mode.

Section 2. Penalty.

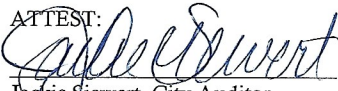
Any person violating the provisions of this section shall be guilty of an offense and be fined not less than twenty-five (\$25), nor more than one thousand dollars (\$1000), or by imprisonment not to exceed 30 days, or by both such fine and imprisonment, in the discretion of the court; the court to have power to suspend said sentence and to revoke the suspension thereof, pursuant to 3.0202.

Section 3. Effective Date.

This ordinance shall be in full force and effect from and after its passage, approval and publication.



Travis Soderberg, Mayor
Buxton, North Dakota

ATTEST:


Jackie Siewert, City Auditor
Buxton, North Dakota

First Reading: October 13, 2021
Roll Call Vote: Yes: Jeff Siewert, Keaton Flanagan, Holly Aamold, Ben Hershey
No: None
Absent: None

Second Reading and
Final Passage: November 10, 2021
Yes: Jeff Siewert, Keaton Flanagan, Holly Aamold, Ben Hershey
No: None
Absent: None

Publication Date: October 29, 2021
Effective Date
Of Ordinance November 10, 2021