

LOCAL LAW NO. 1, 1991

A LOCAL LAW TO PROHIBIT UNLAWFUL DUMPING WITHIN THE TOWN OF CAMBRIA

ADOPTED BY TOWN OF CAMBRIA TOWN BOARD JULY 11, 1991

Be it enacted by the Town Board of the Town of Cambria as follows:

TITLE: Local Law to prohibit unlawful dumping within the Town of Cambria, Niagara County, New York.

SECTION I. LEGISLATIVE FINDING.

The Town Board of the Town of Cambria determines that depositing of garbage, refuse, debris and abandoned materials is detrimental to the public health, safety and welfare of the inhabitants of the Town of Cambria.

SECTION II. DEFINITIONS.

"PERSON" as used herein shall include an individual, partnership, corporation or association.

"RUBBISH" shall include waste material, metals, wood, tires, ashes, cinders, tin cans and all other discarded materials, excluding brush or wood piles placed on premises by the owner thereof.

"GARBAGE" shall include waste food, papers, dead animals, and vegetable matter capable of fermentation or decay.

"OWNER" shall be the person having possession of premises or the person or persons in legal title to said lands including the person residing on said premises.

SECTION III. RESTRICTIONS.

No person shall discard or cause to be discarded or deposited any garbage or rubbish in or upon any public highway or any public or private lands within the Town of Cambria.

The owner of lands in the Town of Cambria shall, at all times, keep such lands free and clear of any accumulation of garbage or refuse or discarded materials of any type.

Garbage and refuse must, at all times, be placed in properly sealed or closed or approved containers for pickup by Town of Cambria garbage contractors or properly disposed of by person responsible. Refuse or garbage remaining on owner's premises in the Town of Cambria in violation of this Local Law shall be prima facie evidence that owner is responsible for the violation.

SECTION IV. PENALTIES.

Any person violating this Local Law may be liable for a penalty not to exceed the sum of \$1,000.00 or one (1) year in jail, or both such fine and imprisonment.

SECTION V.

The provisions of this Local Law shall supersede any ordinance, rule regulation of the Town of Cambria in conflict therewith.

SECTION VI. VALIDITY.

If any article, section or provision of this Local Law shall be adjudicated invalid for any reason, the same shall not affect the validity of the remainder of this Local Law.

SECTION VII.

This Local Law shall be effective immediately upon proper filing.