

TOWN OF SARATOGA

AN ORDINANCE TO PROHIBIT THE DISPOSAL IN THE TOWN OF SARATOGA

SOLID OR LIQUID WASTE

GENERATED OUTSIDE OF TOWN OF SARATOGA LIMITS

Section 1. Purpose. The purpose of this ordinance is to protect and maintain the health, safety, and welfare of the citizens of the Town of Saratoga. The Board of the Town of Saratoga recognizes that treatment and disposal of solid and liquid waste poses a threat to the environment of the Town of Saratoga and to the health of its present and future citizens. The Board recognizes that the Town of Saratoga has a duty to establish an appropriate facility for its citizens' waste disposal, and such a disposal has been provided. The present and future citizens of the Town of Saratoga are subject to harm in their health from leachate which pollutes surface and ground water; from rodents, birds, insects and other carriers of health hazards; from wind carried health hazards; and from other forms and carriers. The health hazard exists during transportation and disposal, and after disposal. Disposal of waste generated outside the Town of Saratoga would require more and/or larger disposal areas, thus greatly increasing the exposure of the citizens and future citizens of the Town of Saratoga to health hazards.

Section 2. Title. This ordinance shall be known as "Prohibition Against Disposal in Town of Saratoga of Solid or Liquid Waste Generated Outside of Town of Saratoga Limits".

Section 3. No person shall dispose or cause to be disposed in the Town of Saratoga any solid or liquid waste which waste was generated outside of the boundaries of the Town of Saratoga.

Section 4. Separability of Provisions. Each portion of this ordinance is separate, and if any portion is held unconstitutional or invalid, the remainder of this ordinance shall remain in full effect.

Section 5. Definition of Person. A person is any natural human being, and as well shall include partnerships, companies, corporations, farms, trusts, estates, clubs, associations, and their agents, employees, servants, representatives, officers, members, and directors.

Section 6. Enforcement, Violations, and Penalties. Any person who violates the provisions of the ordinance shall pay a forfeiture of not greater than \$200.00, together with the costs of prosecution.

Any person failing to pay an adjudged forfeiture may be imprisoned in the County Jail for not more than thirty (30) days. Each day that a violation exists shall constitute a separate violation. The Town of Saratoga may sue for and obtain an injunction against violation or threatened violation of this ordinance by any person.

Dated and effective April 21, 1980.

(signed) Danny G. Forbes, Chairman

Charles E. Sullivan, Supervisor

Colette J. Matthews, Clerk

Terrence P. Hoffman, Supervisor

Posted June 3, 1980