

Local Law #2 of 2024

A LOCAL LAW AMENDING §181-1 OF THE OGDENSBURG MUNICIPAL CODE

Be it enacted by the City Council of the City of Ogdensburg as follows:

Section 181-1 of the Ogdensburg Municipal Code entitled “Collection of Yard Waste” be deleted in its entirety and replaced with the following:

§181-1. Collection of Yard Waste.

The following policy shall be established by the City Council for the collection of yard waste:

A. A spring and fall cleanup for yard waste shall be completed by the Department of Public Works (DPW) on an annual basis. The Director of Public Works shall ensure that the dates for the cleanups are publicized in advance and done on an area-by-area basis.

(1) In the spring, yard waste may be placed on the home owners' property between the edge of the street and the sidewalk or along the edge of the street if no sidewalk exists as soon as weather permits, but no earlier than April 1st. It is prohibited to place yard waste in the street. Collection will start no later than May 1st of each year and will run through the week leading up to Memorial Day. The last day to place material out for pick up is the second to last Sunday in May (i.e. if Memorial Day is May 28, then the last day to put material out for pick up is May 20). There will be penalties for putting out yard waste early or late during this cleanup cycle.

(2) The fall cleanup will start during the last full week of October, but no later than November 1st. As with the spring cleanup, yard waste may be placed between the edge of the street and the sidewalk or along the edge of the street if no sidewalk exists on the home owners' property. It is prohibited to place yard waste in the street. DPW will continue the fall collection process until late November or until weather no longer permits. The first day to place material out is the second Sunday of October. The last day to place material out for pick up is the Sunday before Thanksgiving. There will be penalties for putting out yard waste early during this cleanup cycle.

(3) Storm related debris may be picked up by the City's DPW on an on-call basis. City residents can contact DPW during regular business hours to schedule a pickup.

(4) Drop off of yard waste is available to all City residents at the City's land clearing debris landfill located on outer Champlain Street between April 1<sup>st</sup> and December 1<sup>st</sup> on scheduled drop-off days.

B. "Yard waste" shall be defined as:

(1) Leaves.

(2) Brush.

(3) Small branches, sticks and twigs cut to manageable sizes.

(4) Tree limbs and small trees less than six inches in diameter. They must be cut into sections less than six feet in length.

Note: Larger trees and limbs taken down by the home owner or a contractor may be dropped off for a fee at the City's land clearing debris landfill located on outer Champlain Street on scheduled drop-off days. The fee to be charged shall be established on an annual basis by the Ogdensburg City Council. The city will not pick up trees taken down by a contractor.

If the provisions of the foregoing sections are not complied with, the Director of Public Works shall serve written notice, upon the owner, lessee or occupant or any person having the care or control of any such lot or land to comply with the provisions of this chapter. If the person upon whom the notice is served fails, neglects or refuses to remove said yard waste within five business days from the date of mailing of such notice, the Director of Public Works shall cause such yard waste on such land or lands to be removed by City staff or private contractor. The Director of Public Works will determine, through his/her inspection and if necessary, records from the appropriate agencies, whether a property can be safely entered and the work safely performed, either by City staff or private contractor. The actual cost of such removal, plus a \$50 civil penalty for the first violation, \$200 for the second violation and \$400 for all subsequent violations (in the same calendar year) and a 10% inspection fee (based upon the sum of actual costs and civil penalty not to exceed \$50), shall be certified by the Director of Public Works to the City Comptroller and shall thereupon become and be a lien upon the property on which such yard waste were located and shall be added to and become and form part of the taxes next to be assessed and levied upon such lot or land and shall bear interest at the same rate as taxes and shall be collected and enforced by the same officer in the same manner as taxes.