

Codes and Ordinances Committee

Councilor Peter Lachapelle, Chair
Councilor Elaine Lauterborn, Vice Chair
Councilor Tom Abbott
Councilor Donna Bogan
Councilor Robert Gates



CODES AND ORDINANCES COMMITTEE

Of the Rochester City Council

Thursday, October 5, 2017

City Council Chambers

31 Wakefield Street, Rochester, NH

6:00 PM

AGENDA

1. **Call to Order**
2. **Public Input**
3. **Acceptance of Minutes – June 1, 2017 P. 3**
4. **Review: Chapter 63.2 *The Passing of Items to or from the Occupant of a Motor Vehicle on a Road Way* P. 9**
5. **Review: Chapter 36 *Cemeteries* P.11**
6. **Review: Chapter 19.8 *Storage of Containers and Dumpsters* P.13**
7. **Other**
8. **Adjournment**

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City Clerk's Office

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CODES AND ORDINANCES COMMITTEE

Of the Rochester City Council

Thursday, June 1, 2017

City Council Chambers

31 Wakefield Street, Rochester, NH

MINUTES

1. Call to Order

Councilor Lauterborn called the Codes and Ordinances Committee to order at 6:03 PM. All Committee members were present except for Councilor Lachapelle, who had been excused.

2. Public Input

David McCallister, resident, addressed the Committee on behalf of his neighbor who lives at 119 Salmon Falls Road.

Mr. McCallister referred to the Amendment to Chapter 16 of the General Ordinances of the City of Rochester regarding the requirements to connect to public sewer [*within one hundred (100) feet of the building.*] He said the only way to be granted a waiver of some of the costs involved to hooking up to the City sewer lines is if the property owner can prove that the existing sewage disposal system is compliant with applicable state and local regulations. Further, this requires evidence that the septic system had been designed by a designer licensed in New Hampshire and the design had been approved by the New Hampshire Department of Environmental Services [*if the system had been designed after January 1, 1985.*]

Mr. McCallister said that his neighbor sought this information from both the City and State applicable offices; however, both the City and State have no record of the designer of the septic system located at 119 Salmon Falls Road. He added that his neighbor's septic system is working fine. He questioned how the property owner could prove this system had been built without this documentation from the City or the State.

The Committee gave several suggestions for the homeowner to find such documentation from other sources. Attorney O'Rourke directed the property owner to check with the Planning Department to see if any address changes occurred during this time frame, which may interfere with the research of these records.

Councilor Lauterborn thanked Mr. McCallister for speaking and closed public input at 6:16 PM.

3. Acceptance of the Minutes: April 6, 2017

Councilor Bogan **MOVED** to **ACCEPT** the minutes of April 6, 2017. Councilor Abbott seconded the motion. The **MOTION CARRIED** by a unanimous voice vote.

4. Amendment to Chapter 16 of the General Ordinances of the City of Rochester Regarding the Requirement to Connect to Public Sewer

Councilor Lauterborn opened up for discussion on the following Amendment to the City Ordinances as follows:

Amendment to Chapter 16 of the General Ordinance of the City of Rochester Regarding the Requirement to Connect to Public Sewers

THE CITY OF ROCHESTER ORDAINS:

That Chapter 16 of the General Ordinances of the City of Rochester regarding the requirement of property owners to connect to public sewers and currently before the Rochester City Council, be amended as follows:

16.3 Use of Public Sewers Required.

- (a) -----
- (b) -----
- (c) -----

(d) The owner(s) of all houses, buildings, or property used for human occupancy, employment, recreation, or other purposes, situated within the City and abutting on any street, alley, or right-of-way in which there is now located or may in the future be located a public sanitary sewer of the City, is hereby required at the owner(s) expense to install suitable toilet facilities therein, and to connect such facilities directly with the proper public sewer in accordance with the provisions of this ordinance, within ninety (90) days after date of official notice to do so, provided that said public sewer is within ~~two hundred~~ **one hundred (100)** feet of the building.

(e) Structures within one hundred (100) feet of the public sewer and currently served by private wastewater disposal facilities shall connect to the public sewer within ninety (90) days after an official notice to do so. The City may grant a waiver to this requirement for properties with existing adequate sewage disposal systems which can be proven by the property owner to comply with applicable state and local regulations, to have been designed by a designer licensed in New Hampshire and to have been approved for construction by the New Hampshire ~~d~~-Department of ~~e~~Environmental ~~s~~Services after January 1, 1985. The cost of connection to the public sewer shall be borne by the property owner, **however if a sewer stub exists** ~~with the exception of the cost of the~~ portion of the connection within the public right of way ~~which costs~~ shall be borne by the Rochester ~~Water~~ **Sewer** Enterprise Fund. For the purpose of this section, structures shall mean houses, buildings, or property used for human occupancy, employment, recreation, or other purposes.

16.4 **Private Wastewater Disposal.**

(a) -----

(b) -----

(c) At such time as public sewer becomes available to a property served by a private wastewater disposal system, as provided in 16.3 (d), *after connection to the public sewer*, ~~a direct connection shall be made to the public sewer within ninety (90) days in compliance with this ordinance,~~ and any septic tanks, cesspools, and similar private wastewater disposal facilities shall be cleaned of sludge and filled with suitable material.

The effective date of these amendments shall be upon passage.

Councilor Abbott stated that this Amendment basically brings the City in compliance with state regulations. Attorney O'Rourke agreed. It was determined that this Amendment should be sent to the June 6, 2017, Council meeting for approval if possible.

Councilor Abbott **MOVED** to send this Amendment to the Regular City Council meeting on June 6, 2017, if possible, by seeking approval of the City Manager. Councilor Bogan seconded the motion. The **MOTION CARRIED** by a unanimous voice vote.

5. Amendment to Chapter 42 of the General Ordinances of the City of Rochester Regarding Taverns

Councilor Lauterborn opened up for discussion on the following Amendment to the City Ordinances as follows:

Amendment to Chapter 42 of the General Ordinances of the City of Rochester Regarding Taverns

THE CITY OF ROCHESTER ORDAINS:

That Chapter 42 of the General Ordinances of the City of Rochester and currently before the Rochester City Council, be amended as follows:

42.2 Definitions and Terminology

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*

b. Definitions

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*

*

95. Eating and Drinking Establishments:

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*

G) **Tavern** (also known as a “bar” or “pub” or “*nano brewery*” or “*winery*” or “*distillery*”): A commercial establishment that sells alcoholic beverages for consumption on the premises. This may include the actual production of those alcoholic beverages on the premises, *the carryout sales of those beverages produced on the premises*, and the production and sale of food products on the premises.

The effective date of these amendments shall be upon passage.

Attorney O’Rourke reiterated comments made by Seth Creighton, City Planner, during the Public Hearing. Basically, a “bar” owner in the City may sell drinks for customers to consume on-site; however, with this new amendment, a “tavern” owner may brew their own beer if they wish to serve to customers on-site and sell the bottled brew for regular sales, as well. Councilor Bogan wished to see this Amendment sent to the June 6, 2017, Regular meeting if possible too.

Councilor Bogan **MOVED** to send this Amendment to the Regular City Council meeting on June 6, 2017, if possible, by seeking approval from the City Manager. Councilor Abbott seconded the motion. The **MOTION CARRIED** by a unanimous voice vote.

6. Other

Councilor Gray recalled that an Amendment to Chapter 16 should have been sent to the full City Council after the April Public Works Committee meeting. He said the amendment would be made in order to benefit the residential wastewater customers with meters. Currently, the Ordinance states that “any” residential wastewater customers shall pay a flat rate quarterly wastewater use charge, *which has no verbiage for customers with meters*. This should be amended to clarify that only unmetered users would pay a flat rate.

Councilor Gray suggested that the Committee review the concept of this potential amendment so this amendment would not need to come back to the Codes and Ordinances Committee; *even though it has not been sent to the full City Council as of yet*. Attorney O’Rourke agreed this could be done at the City Council Regular meeting if the City Manager approved adding this item to the agenda **and** if the City Council, at that time, suspended the Rules not to send it back to Committee.

The Committee agreed that it does not make sense to charge a flat rate sewer fee for customers who have a meter for sewage readings.

Councilor Lauterborn **MOVED** to send this Amendment to the Regular City Council meeting on June 6, 2017, if possible, by seeking approval from the City Manager. Councilor Bogan seconded the motion. The **MOTION CARRIED** by a unanimous voice vote. The proposed Amendment is as follows:

Amendment to Chapter 16 of the General Ordinance of the City of Rochester Regarding the Requirement to Connect to Public Sewers

THE CITY OF ROCHESTER ORDAINS:

That Chapter 16 of the General Ordinances of the City of Rochester regarding unmetered residential wastewater customers and currently before the Rochester City Council be amended as follows:

16.16 **Rates, Charges, and Fees.**

(a) -----

(b) Unmetered Residential Customers. *All unmetered* ~~Any~~ residential wastewater customers ~~not connected to the City of Rochester water system~~ shall pay a flat rate quarterly wastewater use charge. The rate shall be as listed in Section 16.25, Wastewater Rate and Fee Schedule. Each unit of a multi-unit dwelling or mobile home park shall be considered a residential customer. The property owner shall be billed for each dwelling unit even if the property has only one service (i.e. the owner of a 10-unit apartment building shall be build the residential flat rate x 10.)

The effective date of these amendments shall be upon passage.

7. Adjournment

Councilor Bogan **MOVED** to **ADJOURN** the Committee meeting at 6:25 PM. Councilor Gates seconded the motion. The **MOTION CARRIED** by a unanimous voice vote.

Respectfully submitted,

Kelly Walters, CMC
City Clerk

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City Clerk's Office

CHAPTER 63

RIGHTS AND DUTIES OF PEDESTRIANS

Chapter 63 [3]

SECTION ANALYSIS

63.1 Pedestrians Crossing Street in Restricted Area.

63.2 The Passing of Items to or from the Occupant of a Motor Vehicle on a Roadway.

63.1 Pedestrians Crossing Street in Restricted Area.

No person shall cross any street in the urban area of the City at any point other than a marked crosswalk.

63.2 The Passing of Items to or from the Occupant of a Motor Vehicle on a Roadway.

(a) Definitions. For the purpose of this Section, the following definitions apply:

(1) **Pass/Passing.** Distributing any item to, receiving any item from, or exchanging any item with the occupant of a motor vehicle that is located in the roadway.

(2) **Roadway.** All ways within the City as that term is defined in RSA 259:125, II. This definition excludes privately owned property not open for public use or generally maintained for the benefit of the public, areas in which parking is permitted in the City, and property maintained specifically for drive-thru or drive-up transactions.

(3) **Item.** Any physical object.

(b) Prohibitions on Roadways. It shall be unlawful to violate any of the prohibitions set forth below in the City.

(1) No person shall knowingly pass any item to the occupant of any motor vehicle when the vehicle is located in the roadway, nor shall any occupant of any motor vehicle located in the roadway pass any item to a person located outside of the vehicle.

(2) This Section shall not apply to the distribution, receipt or exchange of any item with the occupant of a motor vehicle on privately owned property not open for public use or generally maintained for the benefit of the public, areas in which parking is permitted in the City, and property maintained specifically for drive-thru or drive-up transactions.

(3) This Section shall not apply to any law enforcement officer acting in the scope of his official duty.

(4) This Section shall not apply to the distribution, receipt or exchange of any item with the occupant of a motor vehicle located in the roadway in order to assist the occupant after a motor vehicle accident, with a disabled motor vehicle or where the occupant is experiencing a medical emergency.

(c) Penalty. A person found in violation of this Section shall be fined as follows:

(1) 1st Offense: Not less than \$25.00.

(2) 2nd Offense: Not less than \$250.00.

(3) 3rd and subsequent Offenses: Not less than \$500.00; nor more than \$1,000.00.

(d) Severability. If any provision of this section is declared invalid or unconstitutional by any Court of competent jurisdiction, the remaining provisions shall be severable and shall continue in full force and effect.

Amendments

[1] 6/6/1995

[2] 63.2 Adopted on 9/1/2015

[3] 63.2 Adopted on 6/7/2016

CHAPTER 36
CEMETERIES

SECTION ANALYSIS

- 36.1 Adoption of State Statutes by Reference.
- 36.2 Control of Certain Cemeteries

36.1 Adoption of State Statutes by Reference.

The City of Rochester, by virtue of this reference thereto, hereby adopts the provisions of Chapter 289 of the New Hampshire Revised Statutes Annotated, entitled “Cemeteries”, as currently enacted, or as from time to time hereinafter amended, including specifically RSA 289:1 through RSA 289:23, within the City Rochester, provided, however, that in accordance with the provisions of RSA 289:6, II the City of Rochester shall elect no cemetery trustees, but rather the powers, duties and responsibilities of cemetery trustees, as more particularly described and set forth in said Chapter 289 of the New Hampshire Revised Statutes Annotated, shall be delegated to the Rochester City Manager.

36.2 Control of Certain Cemeteries.

The Old Cemetery by Willow Brook, the Old Town Farm Cemetery and the Cemetery on Haven's Hill shall be under the control of the of the City Manager acting pursuant to authority conferred upon such City Manager by the provisions of Section 36.1 of the General Ordinances of the City of Rochester, who shall have authority to dispose of vacant lots within said cemeteries, and the money received from any sales shall be of said lots shall be kept by the Board of Trustees of Trust Funds, in accordance with the provisions of Section 36.2 of the General Ordinances of the City of Rochester, and shall be used for the improvement of said cemeteries by the City Manager acting pursuant to authority conferred upon such City Manager by the provisions of Section 36.1 of the General Ordinances of the City of Rochester.

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City Clerk's Office

CHAPTER 19

SOLID WASTE

SECTION ANALYSIS

- 19.1 Definitions
- 19.2 Placement of Rubbish for Collection
- 19.3 Rubbish Collection
- 19.4 Unauthorized Placement of Rubbish on Private Property
- 19.5 Collection Schedule; Restrictions
- 19.6 Rubbish and Waste Receptacles
- 19.7 Unapproved Containers
- 19.8 Storage of Containers and Dumpsters
- 19.9 Prohibited Activities
- 19.10 Removal of Empty Containers and Debris
- 19.11 Construction and Demolition Debris
- 19.12 Collection for Multi-Family Dwellings
- 19.13 Bulky Waste Collection
- 19.14 Hazardous Waste and Unacceptable Wastes
- 19.15 Enforcement
- 19.16 Violations and Penalties
- 19.17 Residential Curbside Recycling
- 19.18 Residential Drop Off Center
- 19.19 Yard Waste and Brush
- 19.20 Anti-scavenging
- 19.21 Severability
- 19.22 Savings Clause

19.1 Definitions. The following definitions shall apply in the interpretation and enforcement of this chapter.

a) Acceptable Construction And Demolition Debris – Any material generated from minor renovation or demolition activities on Primary Personal Residences within the City. Debris generated at apartment or condominium units not used as Primary Personal Residence of the taxpayer shall not be accepted for free. Residents must bring any material to the drop off themselves. Letters of authorization on owner’s behalf brought to the drop off by non-residents will not be accepted, unless approved by the City and Waste Management. Residents requesting approval must submit an application to the Department of Building, Zoning, and Licensing Services. [3]

b) Bags – Specially marked bags (or stickers for bags up to 30 gallons in size) designed for refuse as approved by the City of Rochester Public Works Director. Bags (stickers) shall be sold by the City for waste that will not fit into the cart provided by Waste Management for residential solid waste.

- c) Bulky Waste** – Shall mean any acceptable municipal solid waste that is not capable of being placed in an approved container. Said waste shall include such items as oversized furniture, carpeting, large metal items and appliances. Bulky wastes must be less than two hundred (200) pounds, capable of being collected by two (2) people and of a dimension no larger than six (6) feet by six (6) feet by four (4) feet. Bulk waste shall not include appliances that contain or once contained CFC'S.
- d) Bundle** - Bulky waste materials securely tied together forming an easily handled package not exceeding four (4) feet in length or fifty (50) pounds in weight.
- e) CFC's** - Chlorofluorocarbons. Refrigerants used in appliances such as dehumidifiers, water coolers, freezers, refrigerators, and air conditioners.
- f) City** - Refers to the City of Rochester, New Hampshire.
- g) Contractor** - The individual, firm, partnership, joint venture, corporation or association performing refuse collection and disposal under contract with the City.
- h) Disposal Site** - A refuse depository for the processing or final disposal of refuse, including but not limited to sanitary landfills, transfer stations, incinerators and waste processing separation centers, licensed, permitted or approved by all governmental bodies and agencies having jurisdiction.
- i) Dumpsters** - A commercially designed large metal container for refuse that has a closable top lid(s) and/or side slide doors.
- j) Food Wastes** – Animal, vegetable or mineral matter derived from the preparation or packaging of foodstuffs.
- k) Garbage** - Putrescible animal or vegetable wastes resulting from the handling, preparation, cooking, serving or consumption of food and including food containers.
- l) Hazardous Waste and Unacceptable Wastes** - Wastes classified as hazardous under Federal, State or local law and/or waste, the acceptance of which in Waste Management's judgment would pose nuisance or threat to human health or the environment, and/or waste that cannot be accepted under the Company's waste acceptance policy (Waste Acceptance Policy) as amended from time to time.
- m) Household Hazardous Waste** – Hazardous waste generated from noncommercial usage by persons in their residence.
- n) Multi-Family Dwelling** – For the purposes of this ordinance, multi-family dwellings are any building or structure used and occupied for human habitation or intended to be so used which contains five or more suites of one or more rooms each suite having facilities for regular cooking. It also includes combinations of buildings upon a given property with five or more units.

- o) Normal Household Activities** – Any activity occurring at a household located within the City that may generate material that requires disposal not including new home construction or demolition of Primary Personal Residences.
- p) Primary Personal Residence** – A unit that a Resident taxpayer claims as their residence for voting.
- q) Public Street** – Refers to all streets and highways maintained by the City or State. Class VI and private roads are specifically excluded.
- r) Recyclable Materials** – Any material including various glass, paper, cardboard, metal cans, plastics or other materials that can be processed or treated at the Waste Management Material Recovery Facility in order to produce reusable materials.
- s) Refuse** - Discarded waste materials in a solid or semi liquid state, consisting of garbage, rubbish or a combination thereof.
- t) Residence** - A dwelling unit such as a home, manufactured housing, or multifamily dwelling and condominium, but not including commercial establishments, businesses, hotels, motels or campgrounds, that is located within the City.
- u) Residential Drop Off Center** – Facility located at TREE for City of Rochester residents to bring acceptable waste from normal household activities. Hours for Residential Drop Off Center shall be publicized. Recycling is mandatory at the Residential Drop Off Center.
- v) Residential Recycling Bin** – Any reusable container that is labeled for recycling. Container shall be no larger than eighteen (18) gallons in size.
- w) Residential Solid Waste** – All non-hazardous garbage, food wastes, rubbish, and trash resulting from the Normal Household Activities.
- x) Rubbish and Trash** – Combustibles such as paper, wood, fabric etc., and non-combustibles such as metal, glass, stone, dirt, sawdust, etc.
- y) Rubbish and Waste Receptacles** – Shall be a specially designed container with wheels or “cart” distributed by Waste Management to be used for the storage of acceptable refuse in the automated collection process. No other receptacles will be permitted for collection by the City’s waste collection contractor.
- z) TREE** – Turnkey Recycling and Environmental Enterprises facility located on Rochester Neck Road in the City of Rochester.
- aa) White Goods And Scrap Metal** – Materials include the following:
- (1) Light Iron – a magnet will stick to it
 - (2) White goods – stoves, washers, dryers, etc.
 - (3) Aluminum
 - (4) Metals with contaminants attached including, but not limited to, bicycles, small motors with fluids drained, small appliances that do not or have not contained cfcs.

(5) Metal strapping.

bb) Yard Waste - The City will operate semi-annual curbside collections of leaves, brush, grass clippings and other yard wastes. The Public Works Director will announce the collection schedules. Yard waste refers to any soft leaf, grass, brush or vegetable wastes generated from residences within the City of Rochester. Brush shall be properly bundled as defined above.

19.2 Placement of Rubbish for Collection. No person, firm or corporation shall place any rubbish, cans, iron, wood, special or hazardous wastes, including but not limited to flammables, toxic or rubber dust, liquid or fecal waste, sludge, demolition materials, animals and animal parts, yard waste and other waste material upon or near a city street or highway for collection except in accordance with the following provisions of this chapter.

19.3 Rubbish Collection. The City of Rochester shall only collect rubbish on public streets or highways. For those properties served by streets other than public streets or highways, including but not limited to, mobile home parks, condominiums, or streets not yet accepted by the City, rubbish shall not be placed within the public street for collection unless agreed to by the Public Works Director and Waste Management.

19.4 Unauthorized Placement of Rubbish on Private Property. No person, firm or corporation shall place or cause to be placed garbage, refuse or rubbish, yard waste, bulky waste or construction and demolition debris in or on private property unless authorized by the owner of the property and except in accordance with any applicable State law.

19.5 Collection Schedule; Restrictions. Rubbish collection will be made Monday through Friday of each week, except those weeks in which a holiday occurs, when a revised pickup schedule will be announced by the Public Works Director. Residents shall place their rubbish and recycling to be collected along the curbside or street side where normally the curbing would be no earlier than the evening before, or by 7:00 a.m. on their scheduled pickup day.

19.6 Rubbish and Waste Receptacles. All residential solid waste shall be placed in suitable receptacles, as defined under 19.1 (v). Common paper shopping bags are prohibited and wooden crates are not suitable rubbish containers. Residential Solid waste that does not fit in the cart shall not be collected unless such waste is recyclable materials as defined in section 19.1 (y) and placed at curbside as described in section 19.15.

19.7 Unapproved Containers. The contractor shall not be required to collect solid waste unless it is in approved containers, as described in 19.1 of this ordinance.

19.8 Storage of Containers and Dumpsters. Except on the day scheduled for collection and during the time period provided in 19.6 of this chapter, no person shall place or store any refuse in any street, alley or other public place or upon any private property within the City of Rochester unless such refuse is placed in proper containers/dumpsters and such containers/dumpsters are stored in such a manner as to be adequately screened from view from any public way

19.9 Prohibited Activities. It is prohibited to bring materials from outside of Rochester into the City of Rochester for disposal or recycling by the City.

19.10 Removal of Empty Containers and Debris. Rubbish containers, once emptied, must be removed by the owner from the curbside within twenty-four (24) hours. Any debris strewn from this rubbish by animals, wind, etc. will be cleaned up by the owner within twenty-four hours. Rubbish collection crews will be responsible for any debris they drop or spill on the ground and will clean it up before moving on to the next stop.

19.11 Construction and Demolition Debris. Acceptable construction and demolition debris as defined in 19.1 may be brought to the Residential Drop-off Center at no cost. Debris generated at apartment or condominium units not used as the Primary Personal Residence of the taxpayer shall be charged such fees as any other commercial user.

19.12 Collection for Multi-Family Dwellings. The owners of any multi-family dwelling as defined in 19.1 of this ordinance shall supply a dumpster or CART sufficient to provide storage for all solid waste generated within the multi-family dwelling. The owner is responsible for cost of collection.

19.13 Bulky Waste Collection. Bulky waste, white goods and scrap metal as defined in Section 19.1 may be placed at curbside for collection by the Contractor. Schedule shall be as determined by Public Works and publicized.

19.14 Hazardous Waste and Unacceptable Wastes. Hazardous waste and unacceptable wastes, as defined in 19.1, the definition of "hazardous waste and unacceptable wastes," will not be accepted for pickup by the city.

19.15 Enforcement. This section shall be enforced by the Police Department, the Public Works Department or the Department of Building, Zoning, and Licensing Services or their duly authorized agents. [3]

19.16 Violations and Penalties. Any person, firm or corporation found to be in violation of any provision of this chapter shall be guilty of a violation punishable by a fine up to \$3,000.00.

19.17 Residential Curbside Recycling. Recyclable material will be collected from residences (as defined by Section 19.1 of the Rochester City Code) on the same day as rubbish collection. Recyclable material must be placed in Residential Recycling Bins (as defined by Section 19.1 of the Rochester City Code). Bins must be placed at the curb on the evening before or, by 7:00 a.m. on the scheduled pickup day. Unacceptable material found in the Residential Recycling Bins will not be collected.

19.18 Residential Drop Off Center. Rochester residents may purchase City approved bags (stickers) for residential solid waste to be brought to the Residential Drop Off Center. Recycling is mandatory at the Residential Drop Off Center.

19.19 Yard Waste and Brush. Residential curbside collection of leaf and yard waste shall be scheduled in the spring and fall. Schedule shall be determined by the Public Works Department and shall be publicized. Such materials shall be placed in paper bags or bundled as defined in 19.1 of the Rochester City Ordinance.

19.20 Anti-scavenging. No person other than an agent of the City acting in the course of his/her employment shall collect or pick up or cause to be collected or picked up any recyclable material, as defined in 19.1 (o), placed at curbside.

19.21 Severability. Should any provision or section of this ordinance be held invalid for any reason, such holdings shall not be constructed as affecting the validity of the remaining provisions or sections.

19.22 Savings Clause. The repeal provided therein shall not abrogate or affect any offense or act committed or done or any penalty or forfeiture incurred, or any pending litigation or prosecution or any right established, or occurring prior to the effective date of this ordinance. [2]

6/6/1995

Chapter 19 Rubbish and Garbage Collection

[1] 06/04/2005

[2] 04/15/2008 Chapter 19 repealed and replaced to SOLID WASTE

[3] 10/15/2013 – Renaming of the Code Enforcement to [BZLS]