

2
3 CITY OF CUYAHOGA FALLS, OHIO

4
5 ORDINANCE NO. 118 - 2021

6
7 AN ORDINANCE AMENDING THE CODIFIED
8 ORDINANCES OF THE CITY OF CUYAHOGA FALLS, OHIO
9 TITLE 7, CHAPTER 941, REFUSE COLLECTION AND
10 DISPOSAL, ESTABLISHING DEFINITIONS, RATES, AND
11 REGULATIONS FOR THE COLLECTION AND DISPOSAL OF
12 SOLID WASTE IN THE CITY OF CUYAHOGA FALLS, OHIO,
13 AND DECLARING AN EMERGENCY.
14

15 WHEREAS, it is necessary in the operation of the City's solid waste collection and
16 disposal system to set rates and charges in order to provide sufficient funds for the costs
17 and expenses of operations; and

18
19 WHEREAS, Council has not updated its solid waste collection rate since 2004.

20
21 NOW, THEREFORE, BE IT ORDAINED by the Council of the City of Cuyahoga Falls,
22 County of Summit and State of Ohio, that:

23
24 Section 1, Title 7, Chapter 941, Refuse Collection and Disposal, is hereby amended
25 and/or supplemented as follow (new text double underlined; deleted text in
26 strikethrough):

27
28 941.01 DEFINITIONS.

29 (a) "Residential Unit" shall be held to designate or include the place of abode of a
30 person or persons living separately or together as an independent family.

31
32 (b) "Multiple Unit Residence or Apartment" shall be held to designate or include the
33 grouping together of two or more Residential Units or apartments.

34
35 (c) "Curbside" means close to the traveled portion of the street or roadway, but in
36 such a manner as to avoid interference with the safe and free flow of pedestrian
37 and vehicular traffic.

38
39 (d) "Construction Debris" shall mean any refuse or other substances or materials
40 resulting from the construction, reconstruction, renovation or repair of any
41 structure.

42
43 (e) "Recyclable Material" shall mean those materials designated by the Ohio
44 Environmental Protection Agency and the Solid Waste Authority as recyclable.
45 The Director of Public Service or the Director's designee shall define those
46 recyclables to be included in the curbside recycle collection program for the City
47 of Cuyahoga Falls.

48
49 (1) "Newspaper" means used or discarded newsprint which has a minimum
50 contamination by food or other material;

51 (2) "Magazine" shall mean a periodical subscribed to or purchased from the
52 newsstand which has both the outside cover and the inside pages coated with
53 the same glossy material;

54 (3) "Metal Food Containers" means an aluminum, bi-metal, steel, tin-plated steel,
55 or other metallic can used to package food or beverage products suitable for
56 human or animal consumption;

- 57 (4) "Glass Food Containers" means a glass bottle or jar of any shape or size used
58 to package food or beverage products suitable for human or animal
59 consumption; and
60 (5) "Plastic Container" means PET or HDPE containers only and no other plastic
61 container is included.
62
63 (f) "Recycling ~~Bin~~ Cart" means a storage unit provided by the City in which recyclable
64 material is to be placed and co-mingled by the occupants of each Residential Unit
65 for curbside pickup. ~~Such bin shall be of a size, shape and color as required by~~
66 ~~the Division of Sanitation Superintendent.~~
67
68 (g) "Recycling Facility" means a facility for the collection, sorting, processing, transfer
69 or sale of recyclable materials for the purpose of reclaiming material therefrom.
70
71 (h) "Yard Waste" means leaves, grass clippings, weeds, brush or branch clippings and
72 small limbs. Branches and limbs cannot exceed two inches in diameter nor five
73 feet in length and must be bundled and tied. Full service Residential Unit
74 customers are permitted five bundles of brush a week without an additional fee.
75
76 (i) "Yard Waste Cart" is a residential refuse container purchased by the City and
77 issued to full service recycling customers for a deposit as determined by the
78 Director of Public Service or designee. The carts are suitable for semi-automated
79 and automated collection and can be requested in Large or Small size.
80
81 (j) "Composting" means the controlled biological decomposition of organic solid
82 wastes.
83
84 (k) "Hazardous Waste" means any substance designated by the Ohio EPA as
85 hazardous that, if handled or disposed of improperly, poses a potential threat to
86 people and the environment.
87
88 (l) "Small Quantity Generators (SQG)" of hazardous wastes as listed in the
89 Environmental Protection Agency Federal Register Volume 45/No. 98/Subpart D
90 shall be held to designate all businesses that generate between one hundred and
91 one thousand kilograms of hazardous wastes per month.
92
93 (m) "Very Small Quantity Generators (VSQG)" of hazardous wastes as listed in the
94 Environmental Protection Agency Federal Register Volume 45/No. 98/Subpart
95 "D" shall be held to designate all businesses that generate below one hundred
96 kilograms of hazardous wastes per month.
97
98 (n) "Corrugated Cardboard" is a three-ply box material, wavy layer sandwiched
99 between two paperboard-layers, used for packing.
100
101 (o) "Drop-Off Site" is a site designated by the Superintendent where residents can
102 drop off authorized recyclables.
103
104 (p) ~~"96-Gallon Large~~ Cart" is a residential refuse container purchased by the City and
105 issued to full service customers. The carts are suitable for semi-automated and
106 automated collection and range from 95-96 gallons.
107
108 (q) ~~"48-Gallon Small~~ Cart" is a residential refuse container purchased by the City and
109 issued to limited service customers. The carts are suitable for semi-automated
110 and automated collection and range from 48-65 gallons.

111 941.02 RESPONSIBILITIES FOR SERVICE.

- 112 (a) It shall be the duty of the occupant of each single-family dwelling to secure solid
113 waste collection and disposal services from the City of Cuyahoga Falls Division of
114 Sanitation. Unoccupied single-family dwellings are not eligible for weekly curbside
115 solid waste collection. It shall be the duty of the owner of a two-family, three-
116 family, or four family dwelling to secure solid waste collection and disposal
117 services from the City of Cuyahoga Falls Division of Sanitation. All Residential
118 Units shall be serviced by the City of Cuyahoga Falls Division of Sanitation, except
119 dwellings with two or more units utilizing commercial boxes one cubic yard or
120 larger may be serviced by the City or any licensed commercial hauler. All
121 commercial and industrial businesses shall make provision for collection and
122 disposal of municipal solid waste and collection of recyclables with the City of
123 Cuyahoga Falls, or any private commercial hauler licensed to operate in the City
124 of Cuyahoga Falls.
125
- 126 (b) All Residential units shall be charged for the availability of such garbage and
127 rubbish collection service unless such fees are excused or waived by the Director
128 of Public Service or ~~the Director's~~ designee for good cause or unnecessary
129 hardship. Use by the occupant or owner of other service, a garbage disposal, or
130 incinerator shall not constitute good cause.
131
- 132 (c) Solid waste collection and disposal services shall be secured and served a
133 minimum of once weekly for each "Residential Unit." Industrial or Commercial
134 establishments shall be served at least bi-weekly, except for food service
135 establishments which shall be served weekly at a minimum. The City may require
136 additional service when overflow litter, unsightly nuisances and/or health related
137 issues are apparent.
138
- 139 (d) It is the intent of this chapter that each owner or tenant of a residential,
140 commercial or industrial unit within the corporate limits of Cuyahoga Falls shall
141 make separate provisions for the collection and disposal of solid waste. There shall
142 be no doubling up of service in which more than one unit uses a common service
143 or containers except as provided by this chapter or as allowed by the Director of
144 Public Service or ~~the Director's~~ designee.
145
- 146 (e) In an instance of a "Multiple Unit Residence or Apartment," it shall be the duty of
147 the property owner to furnish adequate sanitation service for the entire "Multiple
148 Unit Residence or Apartment."
149
- 150 (f) Small Quantity Generators (SQG) of hazardous wastes shall follow the prescribed
151 policies for collection and disposal of hazardous wastes outlined by the
152 Environmental Protection Agency.
153
- 154 (g) There shall be a special Limited Service Program offered to qualifying customers
155 who are the owner occupants of a single residential unit and who make
156 application therefor with the Utility Billing Office. The limited service program
157 entitles customers to the collection and disposal of one ~~35-gallon maximum bag,~~
158 ~~or one 32-gallon can containing a single bag of up to 35-gallons or one City issued~~
159 ~~48-gallon cart~~ Small Cart of bagged solid waste per week set at curbside. The
160 Limited Service Program includes curbside recycle collection, but there is no
161 recycle credit applied. Pickup of any additional material will require an additional
162 charge as determined by the ~~Superintendent of the Division of Sanitation or his~~
163 ~~authorized agent~~ Director of Public Service or designee, based on the amount and
164 type of material to be collected. Bulky items, furniture, appliances, etc. and
165 bundled brush service is limited to the Citywide spring cleanup period designated
166 by the ~~Division of Sanitation~~ Director of Public Service or designee.

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- (h) When the City issues a sanitation cart, that cart must be used for curbside sanitation service.
- (i) All carts remain the property of the City. The customer is responsible for cleaning the cart, as required. The cart shall remain at the location of sanitation service if the occupant moves.

941.03 RATES FOR COLLECTION.

(a) ~~Full Service. Each full service residential unit customer shall pay nineteen dollars and fifty cents (\$19.50) per month effective April 1, 2004, payable in advance. Each two unit residence shall pay thirty two dollars (\$32.00) per month effective April 1, 2004, payable in advance. Each three unit residence shall pay forty four dollars and fifty cents (\$44.50) per month effective April 1, 2004, payable in advance. Each four unit residence shall pay fifty seven dollars (\$57.00) per month effective April 1, 2004, payable in advance. The Superintendent of the Cuyahoga Falls Division of Sanitation will furnish rates for residential units of five (5) or more residences.~~

Each full service customer shall pay the following per month effective January 1, 2022:

- Single unit - twenty two dollars and forty cents (\$22.40)
- Two unit - thirty six dollars and thirty cents (\$36.30)
- Three unit - fifty dollars and twenty cents (\$50.20)
- Four unit - sixty four dollars and ten cents (\$64.10)
- Five or more units – The Director of Public Service or designee will furnish rates

(b) ~~Full Service with Recycling Credit. Each full service residential unit customer who participates in the curbside recycling program shall pay seventeen dollars and fifty cents (\$17.50) per month effective April 1, 2004, payable in advance. Each two unit residence participating in the curbside recycling program shall pay twenty eight dollars (\$28.00) per month, payable in advance. Each three unit residence participating in the curbside recycling program shall pay thirty eight dollars and fifty cents (\$38.50) per month, payable in advance. Each four unit residence participating in the curbside recycling program shall pay forty nine dollars (\$49.00) per month, payable in advance. The Superintendent of the Cuyahoga Falls Division of Sanitation will furnish rates for units of five (5) or more residences that recycle. These rates reflect a two dollar (\$2.00) per unit credit for recycling.~~

Each full service customer who participates in the curbside recycling program shall pay the following per month effective January 1, 2022:

- Single unit – twenty dollars and forty cents (\$20.40)
- Two unit - thirty two dollars and thirty cents (\$32.30)
- Three unit - forty four dollars and twenty cents (\$44.20)
- Four unit - fifty six dollars and ten cents (\$56.10)
- Five or more units – The Director of Public Service or designee will furnish rates

These rates reflect a two dollar (\$2.00) per unit credit for recycling.

- 218 (c) Full Service with Recycling Credit-Condominiums.
219 Each full service/recycle condominium customer shall pay ~~ten dollars and fifty~~
220 ~~cents (\$10.50)~~ eleven dollars and ninety cents (\$11.90) per month. Condominium
221 units shall be billed for service through the condominium associations. This unit
222 cost includes the two dollars (\$2.00) per unit credit for recycling.
223
- 224 (d) Full service Large 96-Gallon Cart Customers. Full service customers who have
225 been issued 95 or 96-gallon carts shall have the option to request additional 96-
226 ~~gallon-Large~~ Large Carts at a cost of five dollars (\$5.00) per cart per month.
227

228 941.04 LIMITED SERVICE CUSTOMERS.

- 229 (a) Effective January 1, 2022, each Limited Service Program customer shall pay
230 ~~fourteen dollars (\$14.00)~~ sixteen dollars and ninety cents (\$16.90) per month for
231 collection and disposal of solid waste ~~per month or any portion thereof effective~~
232 ~~January 1, 2022, payable in advance, for the collection and disposal of solid~~
233 ~~waste as outlined in Section 941.02(g). This service includes requires recycling~~
234 ~~and is not available to customers who do not recycle.~~
235
- 236 (b) Each Limited Service Program customer currently enrolled in this program as of
237 December 31, 2003, and who is 65 years of age or older and who has provided
238 proof of age to the Utility Billing Office shall pay ~~seven dollars (\$7.00) per month~~
239 ~~effective April 1, 2004~~ and eight dollars and fifty cents (\$8.50) per month effective
240 January 1, 2005, ~~or any portion thereof, payable in advance, for the collection~~
241 ~~and disposal of solid waste as outlined in Section 941.02(g). Effective April 1,~~
242 ~~2004 and thereafter, the rate for this service is ten dollars and fifty cents (\$10.50)~~
243 ~~per month for all newly enrolled customers.~~
244
- 245 (c) Limited Service Customers are required to recycle ~~and must use yard waste bags~~
246 ~~purchased from the City of Cuyahoga Falls.~~ Limited Service Customers are
247 eligible for bundled brush service, for bulky item service, and for appliance
248 service except for special fee-based pick-up service if established for appliances
249 with refrigerants only during the City-wide cleanup period(s) designated by the
250 ~~Division of Sanitation~~ Director of Public Service or the Service Director's designee.
251 The Director of Public Service or ~~the Service Director's designee~~ shall establish
252 rates for these extra services.
253

254 941.05 EXTRA CHARGES AND SPECIAL RATES.

- 255 (a) Rates for collection and disposal for full service residential units shall entitle the
256 householder to the equivalent of one pickup per week of an ordinary and
257 reasonable accumulation of household refuse. Any unusual accumulation of solid
258 waste occasioned by landscaping, tree or hedge removal or other extensive
259 trimming, remodeling, demolition, construction or other activity is not included
260 in the rate for collection and disposal services. However, any abnormal amounts
261 of material may be removed by the Division of Sanitation for an additional charge
262 as established by the ~~Superintendent or authorized agent~~ Director of Public
263 Service or designee.
264
- 265 (b) Notwithstanding the provisions of the preceding paragraph, the
266 ~~Sanitation Superintendent~~ Director of Public Service or the Superintendent's
267 designee shall have the authority to charge customers additional fees up to and
268 including ~~ninety sixty dollars (\$60.00)~~ ninety dollars (\$90.00) when the amount
269 of material placed at the curb for pickup is beyond a reasonable amount. When
270 the additional fee for the excessive amount of municipal solid waste exceeds ~~sixty~~
271 ~~dollars (\$60.00)~~ ninety dollars (\$90.00), the ~~Sanitation Superintendent~~ Director of

272 Public Service or ~~the Superintendent's~~ designee will make every effort to gain
273 customer approval prior to service.

274
275 (c) When an order for service is placed by putting waste at the curb, and there is
276 no active Sanitation account, the owner of said property shall be held responsible
277 for payment of charges associated with the collection of refuse by either direct
278 billing or as an adjustment to any Utility Services account or as a lien against
279 said property. If not paid, the charge(s) shall be certified by the Finance Director
280 to the County Fiscal Officer and shall constitute a lien on the premises thus
281 improved by the City of Cuyahoga Falls.

282
283 (d) The Director of Public Service or ~~the Director's~~ designee may establish rates for
284 the curbside removal of refrigerators, freezers, air conditioning units,
285 dehumidifiers and any other appliance containing a refrigerant. Said rate shall be
286 per unit and shall be added to the customer's monthly Sanitation bill.

287
288 (e) Individuals living outside, but contiguous to the corporate limits of the City of
289 Cuyahoga Falls may secure solid waste collection and disposal services if
290 permission is first secured from the Director of Public Service or ~~the Director's~~
291 designee.

292
293 (f) In any cases for which rate or classification has not been provided herein, there is
294 vested in the Director of Public Service or ~~the Director's~~ designee the authority to
295 establish rates based on the value of the services to the individual, business, firm
296 or corporation.

297

298 941.06 COMPLIANCE PROVISIONS.

299 (a) No person, business firm or corporation shall, within the limits of the City of
300 Cuyahoga Falls, throw any refuse or solid waste upon the ground or bury the
301 same upon any premises, public or private. Further, any person, business, firm
302 or corporation whose premises or adjoining public right-of-way constitutes a
303 nuisance due to the accumulation of litter, rubbish, refuse or solid waste thereon
304 shall be given written notice by the Chief Code Enforcement Officer to rid the
305 property of such nuisance. Such notice shall prescribe a period of seven days in
306 which to comply. Upon non-compliance after the expiration of seven days after
307 receipt of notice, the City may undertake to rid the premises of such nuisance
308 using its facilities. The cost of labor and equipment thus expended for the
309 collection and disposal of thy accumulation shall be billed to the person,
310 business, firm or corporation in charge of the property, which bill shall be paid
311 within a period of thirty days from receipt thereof. If not paid, the charge shall be
312 certified by the Finance Director to the County Fiscal Officer and shall constitute
313 a lien on the premises thus improved by the City.

314

315 (b) No person, business, firm or corporation, other than employees of the City of
316 Cuyahoga Falls, or employees of licensed haulers, during the course of their
317 employment, shall collect, haul, remove or dispose of any bag, bin or container
318 designated by the City of Cuyahoga Falls for recycling or recyclables, or remove,
319 collect, haul or dispose of any other material placed at the curbside for collection
320 by the City of Cuyahoga Falls. No person shall dispose of any solid waste in any
321 receptacle not owned by or under the control of the person without the consent of
322 the owner or person in control of the receptacle.

323

324 941.07 WASTE CONTAINERS.

325 (a) During City wide cleanup periods, no single residential container for manual
326 curbside collection containing trash or recyclables, regardless of size, shall

327 exceed forty-five pounds gross weight. It shall be the duty of each family, person,
328 business, firm, etc. to provide suitable portable approved containers for holding
329 all solid waste. Said containers should be watertight and provided with suitable
330 handles and a tight-fitting lid which should not be removed except when
331 necessary in the use of such containers. Each container, unless provided by the
332 City of Cuyahoga Falls, shall have a capacity of not more than 45 gallons. Fifty-
333 five gallon drums or barrels are not permitted to be used as trash containers for
334 curbside collection. All solid waste, regardless of container size, must be bagged
335 or contained.

336
337 (b) All garbage and solid waste, before being deposited in said container, shall be
338 thoroughly drained of all water and other fluids and securely wrapped in paper or
339 plastic bag or otherwise contained. Each bag, box and/or container shall not
340 exceed 45 pounds gross weight. Loose waste is not acceptable. Loose pet feces and
341 cat litter is not acceptable. Pet feces and cat litter must be properly doubled
342 bagged.

343
344 (c) The word "garbage" shall be held to designate or include all waste of fish, fowl,
345 fruit, vegetables and animal matter resulting from the preparation of food for
346 human consumption.

347
348 (d) The words "solid waste" shall not include ~~such materials as~~ Yard Waste ~~not placed~~
349 ~~in special paper yard waste bags~~, unbundled brush, tree trunks, logs or large
350 parts of trees; demolition material; broken or whole bricks or cement, stone, rock,
351 gravel, cinders, asphalt, earth, vehicle parts or tires, motor oil, lead-acid batteries,
352 gasoline tanks or propane tanks.

353
354 (e) No person, business, firm or corporation shall cause to conceal and/or mix
355 hazardous/toxic waste or Yard Wastes with Solid Waste. Any household
356 hazardous waste must be suitably prepared by the consumer for proper disposal.
357 In addition, no solid waste shall be included in Recycle ~~bags~~ Carts or in Yard
358 Waste ~~bags~~ Carts.

359
360 (f) In no case shall solid waste or containers for same be curbside earlier than 4:30
361 p.m. of the day preceding the normal collection day unless scheduling approval
362 has been granted by the Director of Public Service or designee and containers
363 shall be removed from curbside no later than twenty-four hours after collection.
364 All solid waste containers must be placed curbside no later than 7:00 a.m. on the
365 day of service.

366
367 (g) Bundled hedge and tree trimmings are to be securely tied in bundles not to exceed
368 two feet in diameter and five feet in length. Full Service Customers are entitled to
369 five bundles per week. Leaves, grass clippings and other yard waste shall be
370 collected only when placed at the curbside in ~~special Yard Waste bags~~ Carts
371 ~~purchased from~~ issued by the City of Cuyahoga Falls ~~or from other vendors~~
372 ~~approved to sell Cuyahoga Falls yard waste bags. Such bags are approved by the~~
373 ~~Superintendent and are the only acceptable bags for collection of yard wastes by~~
374 ~~the Division of Sanitation. Yard waste bags used for the disposal of sod or turf~~
375 ~~shall only be half filled with such material to avoid potential hazard or injury to~~
376 ~~collectors handling such bags of heavy material and in no case shall exceed~~
377 ~~pounds gross weight. City Yard Waste bags~~ Carts must be placed curbside no later
378 than 7:00 a.m. on the day of service.

379 941.08 PRIVATE HAULER REGULATIONS FOR INDUSTRIAL AND COMMERCIAL
380 COLLECTIONS.

- 381 (a) No person, business, firm or corporation shall engage in or carry on the business
382 of collecting, hauling and/or disposing of solid waste in the City unless an
383 annual license has first been secured from the Director of Public Service. The
384 cost of a license for the collecting, hauling and/or disposing of refuse shall be
385 seven hundred dollars (\$700.00) per truck. Licenses shall be obtained during
386 specified times only and are not transferable.
387
- 388 (b) Each refuse license issued pursuant to this section shall be applied for between
389 January 1 and March 1 on an annual basis, due and payable no later than
390 March 1st of each year. It shall be the duty of each company to pick up an
391 application packet for each vehicle to be licensed at the Division of Sanitation
392 Office after January 1 and submit the required documentation for approval in a
393 timely manner. Failure to submit an application by May 1 may result in non-
394 renewal of the license.
395
- 396 (c) Each vehicle shall be inspected at the City Garage by representatives from the
397 City Garage and/or the Division of Sanitation prior to licensing, and each month
398 thereafter, without charge, for the purpose of determining that the vehicle is
399 mechanically in good working order and safe to traverse the streets of the City of
400 Cuyahoga Falls and that the body is so constructed as to prevent leakage. The
401 City will also accept a copy of the current annual United States Department of
402 Transportation inspection form that has been completed in accordance with 49
403 CFR 396. In addition, each licensed vehicle must carry Single Limit Liability
404 Insurance in the minimum amount of one million dollars (\$1,000,000).
405
- 406 (d) It shall be the duty of each applicant of a refuse license to submit to the City each
407 time a license is issued, and at other such times and in such other forms as the
408 Director of Public Service may direct, a certified list of all residential, commercial
409 and industrial, and hazardous waste customers serviced within the corporate
410 limits of the City of Cuyahoga Falls.
411
- 412 (e) The City shall furnish an identification plate for each licensed vehicle indicating
413 the name of the City and a numerical identification. This I.D. must be attached to
414 the vehicle at all times in a prominent position, readily apparent from the street
415 side of each vehicle operating in Cuyahoga Falls. Licensed vehicles and all
416 equipment used within the corporate limits of the City of Cuyahoga Falls shall be
417 identified with the name and telephone number of the licensed company.
418
- 419 (f) In the event a licensed vehicle is temporarily taken out of service for repairs, it
420 shall be the duty of the license holder to immediately supply the Division of
421 Sanitation Superintendent with the make, year, serial number and registration
422 number of any substituted vehicle, as well as the approximate length of time
423 such substitution is expected. If a licensed vehicle is permanently taken out of
424 service and replaced with another vehicle, then a new license shall be obtained
425 before operating said vehicle within the corporate limits of the City of Cuyahoga
426 Falls, provided that there shall be no additional fee for licensing said replacement
427 vehicle.
428
- 429 (g) No person, business, firm or corporation engaged in the business of hauling or
430 disposing of solid waste shall collect, haul and dispose of business, commercial
431 or industrial solid waste between the hours of 10:00 p.m. and 7 :00 a.m., except
432 during daylight savings time when operations may commence at 6:00 a.m.,

433 where such business, industrial or commercial establishment is located within
434 one hundred fifty (150) yards of any residence, residential duplex, apartment or
435 apartment complex.

436

437 (h) All persons, businesses, firms and corporations so licensed shall comply with
438 all provisions of this ordinance. Any person, business, firm or corporation found
439 to be in violation of City ordinances during a current licensing year shall
440 automatically lose licensing privileges for the following licensing year.

441

442 941.09 DISABLED CUSTOMERS.

443 The ~~Division of Sanitation~~ Director of Public Service shall adopt guidelines for
444 customers who through disability cannot place waste at curbside. Approval for this
445 service shall include ~~required full service and~~ written confirmation from a medical
446 doctor that such disability precludes the customer from placing waste at curbside and
447 that there is no able-bodied person living at that address. The service is for household
448 waste and recycling only and does not include ~~reeycling~~, bulky items, appliances, nor
449 Yard Waste.

450

451 941.10 SERVICE GUIDELINES AND PROCEDURES.

452 The Division of Sanitation shall establish guidelines and procedures to ensure safe,
453 efficient, and consistent service to the residents and customers of Cuyahoga Falls.

454

455 941.11 CITY EXEMPT.

456 The City of Cuyahoga Falls is expressly exempt from the provisions of this chapter
457 pertaining to solid waste license or any other section of this chapter which might be
458 construed as requiring the City of Cuyahoga Falls to pay any fee or obtain any license.

459

460 941.99 PENALTY.

461 Any person, business, firm or corporation violating any of the provisions of this chapter
462 shall be cited for such violation. Each and every day on which any such person,
463 business, firm or corporation continues to violate the provisions of this chapter shall
464 constitute a separate misdemeanor offense; and upon conviction thereof, shall be fined
465 in any sum not to exceed five hundred dollars (\$500.00) and/or ninety days in jail, and
466 shall pay costs of prosecution.

467

468 Section 2. That Ordinance No. 118-2004 and any other ordinances or resolutions or
469 portions of ordinances and resolutions inconsistent herewith be and the same are hereby
470 repealed, but any ordinances and resolutions not inconsistent herewith and which have
471 not previously been repealed are hereby ratified and confirmed.

472

473 Section 3. It is found and determined that all formal actions of this Council
474 concerning and relating to the passage of this ordinance were taken in an open meeting
475 of this Council and that all deliberations of this Council and of any committees that
476 resulted in those formal actions were in meetings open to the public, in compliance with
477 all legal requirements including Chapter 107 of the Codified Ordinances.

478

479 Section 4. This ordinance is hereby declared to be an emergency measure necessary
480 for the preservation of the public peace, health, safety, convenience and welfare of the
481 City of Cuyahoga Falls and the inhabitants thereof, and provided it receives the
482 affirmative vote of two-thirds of the members elected or appointed to Council, it shall
483 take effect and be in force immediately upon its passage and approval by the Mayor;
484 otherwise it shall take effect and be in force at the earliest period allowed by law.

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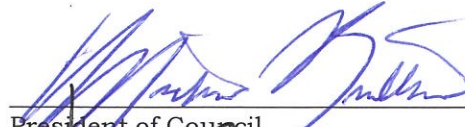
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Passed: 12-28-2021

Approved: 12-29-2021

12/13/21

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President of Council

Clerk of Council

Mayor